

266:17	351:2,5,24	186:25	180:25	justifica...
268:24,25	352:2,5	187:1 190:5	181:13,14	218:5
270:17	357:8,15,16	190:14	182:19	justifying
275:13,15	358:5,10,12	191:1	197:13	221:23
276:9	359:21	Jesus	198:13,14	Justin
278:24	361:21,23	174:8	199:4,14,19	162:15
281:7 284:4	I.D.s	jet	224:22	213:21
284:9,18	177:17	307:22	254:3 260:2	339:25
289:4,10	178:24	job	260:4 302:6	340:4,7,11
291:16,23	187:15,19	182:2 244:24	333:5	340:17,20
292:3,6,18	188:13	252:18	338:21	341:1,5,15
292:24	193:14,15	268:3,8	339:2	341:20
293:1	197:23	275:24	judged	349:19,24
296:24	206:7 209:4	294:24	221:19	350:11,14
298:1,14	209:11	342:6 348:9	judges	350:19
299:2,5,18	219:9,19	354:22	180:22 183:2	351:9,19
300:3,17	270:24	367:11	211:5,7	353:16
304:9	275:2,6	jobs	224:23	355:11,13
306:14	281:8,16,18	167:2 215:25	236:10,12	355:17,20
308:17	281:22,25	John	258:6 288:4	J.P
309:17,24	282:3,21	162:9,13	339:11	328:14
310:3,17,21	314:5	176:9,10	judgment	
310:22	317:24	200:14,18	174:24	K
311:16,23	318:1,1,2,4	200:19	270:15	Kansas
312:25	318:14,21	201:6,19	jump	283:3
313:5,5	319:25	202:23	239:18	Katy
315:10	322:14	203:20	junction	176:7
318:22	326:17,17	204:9,15,19	205:6	keep
319:2,7,9	356:18,18	208:2,8,16	jurisdiction	177:20
319:12,13		208:21	216:11	242:12
319:18,19	J	209:8,20	jurisdict...	257:21
320:1,4,5	jail	210:1,4	338:2	259:2
320:10,11	242:19,25	246:14	Justice	354:10
320:12	311:6	273:14,23	215:22	357:3
321:9,12,20	331:10	273:25	216:23	Kenneth
327:18	January	276:20	217:23	162:5 179:21
328:3 330:1	177:9 290:2	277:1	218:14	180:3
330:8	291:12,13	join	219:22	Kentucky
337:19	291:13	229:3 258:14	220:1	177:13,14
343:2 344:6	293:1	joke	221:17	kept
345:25	297:13,20	186:12	223:12,18	196:5
346:4,12,12	298:17	Joseph	224:16,19	keyword
346:18,21	306:11	162:7 192:25	225:3,11	196:4
346:25	362:17	193:3,8,9	242:6	kids
347:6,14,16	JBC	Joya	246:15	177:13
347:19	260:8	172:8	248:7,18	kill
349:16,23	Jessica	judge	341:25	357:21
350:1,5,9	162:6 186:22	167:11	357:17	killed
350:17,22				



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

344:10	168:24	262:25	352:19, 20	297:5
kind	171:3	263:13, 14	352:22, 23	land
165:15	172:17	263:21	353:1, 1, 3, 4	198:25
193:18	176:22	264:8, 15, 20	353:5, 5, 11	landed
197:18, 25	177:12	265:20	353:14, 15	346:23
208:15	179:6, 13, 13	269:2, 5, 5	357:3 360:2	language
238:20	179:15	269:15, 17	360:5, 5, 9	190:1 191:21
241:19	181:17	270:2 272:8	362:7	192:20
245:25	188:17, 22	273:6	363:23	278:25
248:5	193:13, 13	275:24	364:9, 14	285:21, 23
257:15	193:20, 25	276:7	365:7	302:3 310:7
278:20	194:2, 4, 6, 8	279:11, 17	knowledge	314:16
304:2, 16	194:8, 12	279:21	339:6 351:10	315:11
308:2, 3	202:7, 15	280:2, 16, 20	known	319:5
337:18, 19	203:11	282:9, 23, 24	187:3	large
348:21	204:5, 5	283:22	knows	189:6 193:15
350:23	205:1, 1, 4	284:10, 12	172:9 218:8	203:25
kindergarten	207:9, 13	286:13	218:9 270:3	206:8, 15
244:18	209:11, 17	287:1, 15, 15	Ko	238:9 245:3
kinds	214:12, 25	287:20	162:13 267:1	258:7
343:6	215:6	288:14	267:4, 8, 12	263:25, 25
King	216:19, 22	290:1, 10	267:13	265:13
183:19 353:9	220:15, 16	291:8	270:11	268:11, 14
360:19	221:2, 6, 15	292:10, 16	272:5, 24	326:21
Kitson	222:19	293:10	273:6, 13	330:5
162:12	224:21, 24	297:9	313:25	largely
259:19, 22	225:4	299:21	Kory	247:3, 13
259:22, 23	226:20, 21	300:11, 14	267:1	larger
263:18	230:9 231:5	301:14	Ku	235:20
264:11	231:17, 18	302:6 303:1	362:15, 17	244:18
265:1, 5, 10	231:21	307:6 309:3	K-I-T-S-O-N	largest
265:15, 21	238:3, 7, 9	309:5, 8, 15	259:19	202:3 283:4
265:24	239:21	310:8, 10	K-O	325:18
266:4, 10, 13	242:22	313:10	267:1	Las
266:24	243:3, 25	314:8, 13		334:17
Klan	244:6, 6, 7	315:12, 19	L	Lastly
362:16, 17, 24	244:14	321:16, 23	La	275:20
Klux	247:1, 8, 12	326:4	172:8	late
362:16, 17	247:14	327:24	lack	163:9 258:16
knew	248:4, 6, 16	328:6	175:2 357:12	260:6 295:3
164:9 209:9	248:21	329:10	357:23	307:20
339:2, 3	249:1, 2, 15	330:18	lacking	340:25
know	252:11	331:19	235:3	Latino
164:3 165:10	253:2	332:17	lady	237:21
165:11	254:23	339:9, 12	164:7 167:3	Latinos
166:6, 7, 13	255:21	343:16	167:18, 25	238:14 249:6
167:21	257:10	344:16, 17	254:8, 11, 22	law
168:5, 7, 23	260:23	346:11, 19	laid	182:5 212:7
	261:23, 25	347:6 350:7		



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

213:21	351:12	250:12	235:2	172:14
217:9,10,11	357:16,17	285:5	letter	175:11
217:13,13	laws	legal	191:22	177:4,11
217:14,15	164:21	163:20	letting	182:17
217:17,19	217:12	166:24	195:4 275:17	193:21,24
217:25	225:2 233:9	225:21	let's	199:15
218:9,20,22	233:11	235:10	186:6 188:1	235:4
221:23	237:20	244:12	191:6	239:10
222:19,22	244:10	245:2,7	214:22	246:6 247:8
223:7,9,13	246:3 249:8	261:23	233:12	247:16
223:19,20	268:21	268:9 329:5	234:11	263:21
226:3 227:8	269:3,8	358:22	235:21	264:18
227:9 233:5	357:8,15	legislating	242:12,14	266:17
233:14	358:24	353:23	242:14	270:11
234:16,17	360:3	legislation	292:9,14	274:10,16
234:18,21	law's	173:13 219:8	326:24,25	274:19,22
235:6	234:24	219:14	340:5 353:6	276:18,21
236:22	laying	222:6	level	289:15,18
237:10,23	205:3	258:13	199:2 208:17	289:20
238:21,22	LBB	282:17,22	223:6 250:8	290:3,13
245:22	208:7 209:19	285:17	277:24	291:4
246:18	leaders	286:1 342:9	317:16	297:25
248:3,3	257:2 258:20	342:22	Levitt	298:14
249:13	leadership	352:18	162:15	299:19
250:8	321:15	354:1,7,10	213:21	300:3 304:7
263:22	leads	355:3 358:5	339:25	311:24
268:22	184:20	358:25	340:4,7,11	312:2
283:13,18	League	legislative	340:12,17	315:10
283:20	176:12,21	200:15,20	340:20	316:20
287:15,25	178:10	258:14	341:1,5,15	317:1,20
301:25	League's	295:4	341:21	318:6 319:1
302:25	176:23	legislators	349:19,24	319:7,15,17
303:18	learn	238:25	350:11,14	321:16
304:4,5	286:14	248:23	350:19	327:6
309:21	lease	352:16	351:9,19	330:16,19
313:19	270:1 272:21	353:12	353:16	331:18
315:12	leave	Legislature	355:13,17	332:8
323:5	216:17	161:2 216:20	355:20	licenses
329:25	358:16	239:23	liberal	182:9 274:7
330:7	leaves	253:17	197:21	290:14
333:16	365:15	291:9	Libertarian	318:4
337:18	leaving	313:22	211:2	327:13
340:1 341:5	215:24	357:5 366:7	license	330:14,24
341:6,7,7	243:10	legitimate	166:23 167:7	331:11,14
341:21,25	lecture	174:11 183:8	168:25	332:4,5
345:7	267:14	233:1	169:9	Lieutenant
347:12,19	left	352:25	171:25	204:10
347:24	163:6 179:16	lengths	172:3,4,8	life
348:10,25				



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

170:11	195:5 262:16	lives	243:24	lost
172:11	lists	164:3	289:23	166:12
173:18	303:1	living	293:11	212:21
270:25	literacy	362:8	302:7 305:2	281:15
349:18	363:19	lobbying	305:5 310:6	358:20
350:1,9	literally	221:5	313:1,6,10	lot
351:2	229:24	local	314:2,9	164:5,20
light	literature	236:19 238:6	315:16	177:3
174:18	199:24	242:6	320:19	178:11
221:24	litigation	249:12,16	332:19,21	197:19
lightening	245:19	249:21	342:2 352:7	199:10
344:10 363:4	342:15,17	250:8,17	364:25	202:9 203:8
363:10	littering	333:6 338:1	looked	204:12
lightly	344:16 345:3	345:7	278:22,23	205:8,18
173:25	little	localities	284:3	206:22
lights	165:4,5	236:21	320:17	212:1 216:1
294:14	168:4	locally	321:17	239:7 244:1
likelihood	203:14	258:5 338:7	looking	244:24
226:14	216:9	location	184:22 197:9	245:4
limbo	222:16	255:4,4	205:2	246:21
253:13	226:18	locations	250:15	249:15,16
limit	268:6 275:9	237:2	275:8	264:10
215:6	277:15,20	logically	290:16,17	273:7 274:5
limited	278:11	242:15	290:20	274:6
163:4 242:7	282:10	long	292:2 333:4	277:18
246:20	283:2	165:7 176:23	looks	279:21
260:15	284:14	220:19	198:22 223:1	289:11
281:18	287:3	221:12	225:5	295:16
line	294:23	225:18,21	230:15	297:8 301:9
236:18	301:17	243:19,22	279:20	301:10
239:22	306:20	257:19	347:12	323:15
268:1 281:4	328:12	263:10	loophole	338:1
317:20	live	274:14	275:11,18	347:19
346:17	163:25,25	302:4	loosens	349:16
list	164:3,5,6	longer	227:25	363:7
178:2 234:9	171:3,20	224:24 226:6	Los	lots
242:12	177:13,14	271:2	213:22 340:1	345:3,3
266:16	187:19,21	313:25	341:22	350:1
290:17	188:24	314:1	lose	loud
291:4	195:1	long-time	212:2,10	263:7,9
303:10,11	240:13,16	259:10	225:10	Louis
303:12	240:17	look	271:11	205:16 283:3
342:14	256:18	187:23	loser	love
348:3,11	264:16,17	218:15	261:17	276:7
listed	273:1	224:22	losing	low
263:20	302:15	227:5,12	164:23	178:7 189:12
290:11	lived	233:12	loss	238:14
listening	257:3	242:5	209:10	257:14



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

269:16,17	206:11	161:5 258:12	302:1,9	335:1,9,14
271:1	234:9 237:8	366:8	308:12	335:18,22
358:18	237:20	marching	313:24	336:10,14
lower	243:2 286:1	353:9	348:2	336:17,22
178:9	313:19	mark	matching	337:4,7,11
Loyola	328:1	162:4 172:21	267:17	337:16,21
213:21 340:1	majority	172:24	290:20	338:5,10,15
341:5,21	212:12	175:16,18	material	338:18,24
luck	255:12	175:22	236:17	339:15,20
228:14	268:18,19	176:1,6,6	281:10	ma'am
luxury	268:22	233:6	materials	166:15
231:19	270:18	269:14	301:15	178:25
lying	354:11	market	matter	196:24
270:2 272:25	making	202:3,4,5	175:13 196:3	240:16
	207:6 219:1	205:16,16	200:2	262:6 266:5
M	219:11,25	206:11	203:22	McGeehan
M	265:7 268:1	279:22	249:3	162:14 277:2
186:13	347:2	280:8	256:24	277:6,7,21
machine	352:23	marketing	331:8	279:8,11,14
260:9	354:22	282:3 283:5	361:11	279:17
machines	malapport...	markets	mattered	280:2,6,12
286:13,14	226:5	202:7,9	257:12	280:15,19
magnitude	man	206:15,16	maximum	282:5,8,14
287:23	167:24,25	206:20	241:9	282:19
mail	172:4 174:7	277:18	Maxwell	283:14,21
186:11	260:10,22	283:2	162:15	284:24
mailing	manage	Marler	322:22	285:10,20
303:9,10	350:25 351:1	176:9	323:4,5,10	285:24
mailings	managed	marriage	323:11,17	286:5,21
235:2	343:9	174:7	323:20,25	287:9,12
mail-in	mandate	married	324:5,8,16	288:1,12,20
324:15,16	249:12 288:6	179:16	324:18,21	288:24
325:23,24	288:18,18	marry	324:25	289:6,22
326:8	mandates	178:5	325:7,11,20	290:1,15
327:25	249:20	Mary	325:24	291:6,19,24
main	295:21	162:11	326:2,10,15	292:7,14
241:8 258:17	310:8	253:24	326:18,25	293:7,20
292:21	manipulate	254:2,2	327:3,7,10	294:5,21
310:8	164:16	255:18	327:19,21	295:1,13,19
mainframe	mannerisms	256:1,8	328:9,13,19	296:1,9,17
185:14	276:6	321:11	329:3,6,9	296:25
mainframes	manuals	Maryland	329:18,22	297:6,15,18
185:22,23	188:9	236:8 281:17	330:3,10,20	297:21
maintaining	manufactu...	282:24	331:1,4,7	298:2,7,12
354:16	184:19	mass	331:15,21	298:19
major	man's	362:4	332:7,12,23	299:4,11,20
202:7 205:15	168:1	match	333:2 334:9	300:6,14
	March	290:12,23	334:13,18	301:13,24



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

302:18,21	305:1 307:1	Medicaid	259:6 262:7	message
303:2 304:3	307:19,21	169:6	271:25	232:19
304:17,21	308:22	Medicare	273:11,24	messed
305:1 306:3	313:20	169:6 185:8	276:12	166:17
306:8,17,20	314:4	medicine	277:9	messes
306:23	318:19	197:25	294:13,17	165:9
307:3 308:1	320:10	medium-sized	316:16,18	met
308:14,18	326:19	202:9	316:25	183:1 263:13
309:3,14,20	327:21	meet	317:3	336:9
309:25	338:6	168:18	322:20	method
310:6 311:4	meaning	217:24,24	339:22	180:24
311:8,12,18	309:25	220:8	341:11,16	333:13
311:25	meaningful	meeting	349:12	methodology
312:4,7,10	175:7	178:24	355:6,21	279:7 320:25
312:15,17	means	212:16	365:22	336:18
312:22	169:9 175:3	221:13	membership	methods
313:9,14,20	180:18	meets	362:17,18,24	333:17
314:3,7,13	183:3 228:1	337:11	memories	meticulous
314:20	246:9	member	353:9	182:1
315:2,5,7	261:18	274:2	Mens	Metroplex
315:21	262:2 345:1	members	329:2,4	279:25
316:8,14	354:15	163:2 165:23	mental	280:18
Mclaugherty	measure	169:17	329:5	Mexican
162:2 166:16	227:7 233:6	170:6	mentality	172:4 211:16
166:19,19	233:7	171:14	197:16	Mexico
166:20,22	measures	174:1 179:1	mention	164:2
169:14	175:1 194:15	181:4 184:3	245:21	Michelle
mean	218:19,19	186:18	275:19	162:8 198:4
164:14	218:21	189:20	345:13	198:6,7,7
193:11	233:4	191:4	358:17	198:10
195:19	270:21	194:19	mentioned	Michigan
203:9,16	330:18	196:25	180:12	313:11
204:1	mechanism	198:3,9	196:19	microphone
206:21	308:23	200:11,19	252:10	277:12
207:13	mechanisms	209:25	272:19	microphones
222:21	269:14	213:15	274:8	214:4
225:7,18	Med	220:16	297:10	mid-term
239:24	244:19	222:13	334:21	234:2
241:8 242:3	media	228:7	341:20	military
242:14	189:13 202:3	229:21	351:11	167:7 246:5
248:11	203:3 206:4	232:1 240:9	mentioning	million
249:23	206:9,16	250:22	316:1 344:12	188:19,25
287:7,13	208:23	251:16	merge	189:3 201:8
289:17	267:19	253:23	308:11	202:2 203:1
290:6 292:2	280:7,23	255:24	merit	205:15
294:15	283:2 305:6	256:5,15	333:8,22	207:3,16,25
296:25	305:9	258:1,2,5,8	mess	208:14,23
299:25	357:19	258:15	205:21	



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

209:17	minister	318:7, 9, 12	225:22	179:16
233:20, 21	172:21 173:4	model	227:1 228:8	180:2 181:8
233:22, 23	173:10	278:20	228:9, 13	181:20
233:24	ministers	modern	230:4	182:11, 13
234:1	173:22	174:16	248:17	185:7, 10, 18
235:14, 16	minor	349:17	motor	185:18
235:18, 19	287:5	molasses	221:14 237:5	186:6, 7
235:22	minority	363:6	mouth	187:1 193:8
238:12	182:23	moment	271:14	198:10
252:6, 12, 16	195:10, 16	228:16	move	200:19
271:14	218:1 222:1	230:20	163:3	210:19
278:4, 6	222:4	249:7	moved	215:16, 20
279:2 280:3	346:15	340:16	266:19	231:24
281:7, 12, 14	364:8	monetary	274:18	232:4
281:17, 19	minute	241:2	302:14	251:18
281:23, 25	218:21 238:3	money	303:7	255:23
282:1, 5	327:1	190:3 199:10	movement	256:18
284:12	332:24	202:5 203:8	353:8	259:23
285:5	minutes	204:12, 24	movie	260:17
289:21	163:4, 11	205:8, 18	361:9, 16, 24	267:11, 12
291:15	176:17	206:22	362:1, 15, 16	267:17
295:22, 23	213:19	207:7, 12	362:24	270:8
296:3, 12, 20	215:15	232:20, 22	363:2, 5, 7	273:25
297:10, 23	228:20	235:9	363:16	303:10, 15
298:1, 10, 16	229:18, 19	246:24	364:17, 25	316:25
299:5, 6, 8	229:20	271:13	365:2	323:4 325:3
299:15	231:25	295:18, 25	movies	339:4
304:20, 24	341:9, 13	296:2, 5, 7	361:15	341:20
306:19, 21	misreading	297:2	moving	359:20
318:25	254:14	300:11	248:9	361:9
319:3 320:3	missed	310:16	Mt	names
320:7 321:2	336:4, 5	monies	174:6	179:7 255:24
321:3	missing	296:23	multiple	301:19
339:16, 20	337:14	monitor	211:22 235:2	302:1, 4
millions	Missouri	310:16	326:17	NAO
232:22	189:10	Montgomery	municipal...	184:11, 19
239:24	205:14	236:9	249:12	NAO's
271:10	235:11	months	muster	184:12
344:9	236:6	226:7	223:20	narrower
345:11	252:11	Moore	M-A-R-L-E-R	246:8
mind	279:20	162:10 215:1	176:11	nation
233:18 267:4	281:6, 10	215:4, 8, 11		357:8 361:10
270:16	282:9 283:3	215:13, 19	N	361:10
328:10	misunders...	215:20	name	national
329:11	265:17	222:12, 14	168:1 171:17	238:17 303:3
354:10	mobile	222:15	172:1 176:5	334:16
minimum	189:7	223:3 224:1	176:20	Nationally
234:3	Mobility	224:6, 15	178:3, 4	252:21



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

nations	241:10,16	366:20	280:15	202:11,16
174:6	242:17	Network	nice	204:14
naturalized	243:7,24	184:4,10	364:9	233:2,16
197:11,12	261:24	neutral	nicely	234:13
near	262:16,19	186:23	214:2	236:11,20
180:11,15	263:11	215:10	night	260:16
nearby	264:24	216:7 277:4	163:23	275:11,11
177:16	267:7	neutrally	nights	277:14,15
nearest	270:25	200:16	196:22	278:22
247:5	274:15	273:17	nobody's	281:14,20
nebulous	275:6	316:22	345:4	284:2,8
263:4	300:23	never	nonpartisan	285:2
necessarily	302:7	167:21	232:6	295:19
274:7,15	307:12	209:18	nonprofit	300:9 308:5
290:6	314:21	238:19	216:1	320:15
300:25	315:15	239:2 360:9	non-citizen	321:4
314:15	320:8,10	new	328:5,8	322:12,13
330:7	325:10	177:25	non-citiz...	noted
339:12	330:15,16	178:23	328:6	246:16 276:2
necessary	344:25	180:8	non-citizens	notes
187:10	354:3,10	188:17	329:1,16	183:2 192:4
189:10	355:1	189:1,9	non-discr...	192:5
193:23	356:17,18	196:21	237:18	205:13
199:22	360:15	217:9,19	non-minority	236:1,3
235:10	needed	228:10	195:16	noticeable
237:3	181:23	234:18,20	non-partisan	258:3
309:10	236:21	235:13	341:24	noticed
need	248:15	236:4,4,15	non-TDL	168:2 185:10
164:20	296:23	236:20,22	308:17	260:12
167:12,12	needle	238:14	noon	275:11
167:13	339:6	243:20	182:10	noting
169:4,10	needless	278:7 284:4	normal	235:6
171:7	178:22	284:18	203:17	November
188:16	needs	285:17	301:12	181:12 260:1
190:22	178:21 226:5	292:12,13	normally	303:6,16
193:3,4,6	230:3	292:18	301:14	Ns
197:16,23	262:15	293:2,15	north	228:22
201:13	365:18	300:17	247:6,17	nuanced
203:8 205:1	negligible	319:25	252:14	185:6
205:10	342:20	320:4 342:9	notable	Nueces
207:11	neighborhood	347:19,25	343:10	256:19
214:3	187:24	360:3 362:5	note	number
216:20	211:20	newly-freed	188:20,21	177:18 193:5
218:5,7,21	264:16	362:3	190:2,8	193:15
220:11,12	neighborh...	news	191:17	202:21
220:14	360:17	237:6	201:4,5,7	203:10,11
226:2 229:4	neither	newspaper	201:20	204:18
236:7,15	299:10,11	278:11		208:14



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

209:19	223:12,19	182:17	267:12	324:2
236:13	objection	office	269:4	325:15
238:9 239:5	251:5	167:3 200:3	286:21	326:1,15,23
241:9	Objective	202:17	355:8	327:11,20
245:16	163:20	203:12,15	Ohio	327:20
261:15	objectives	204:7 223:1	313:13,14	328:11
263:23,24	353:19	258:15	ois	330:21
265:13	observation	277:7 278:1	171:18	336:1,21,23
268:10	207:1	286:15	okay	337:6,13,14
277:20	observations	290:18	169:14	337:16
279:16,18	185:1	322:23	172:20	338:9 355:5
289:15,15	obtaining	323:6,14,24	175:18	355:11,15
289:18	177:22 188:3	331:19	176:11	357:2,2
290:4,22	334:6	336:7,9	179:2	359:12
291:4,5,11	358:11	337:2	183:10	Oklahoma
291:12	obviously	366:10,18	185:20	276:17
298:5,10	217:15 225:7	offices	186:16	old
299:3,4,6,7	228:4,16	178:12	192:12	169:4,7
304:7,8	239:9 241:8	332:18	201:15,22	181:10
307:11	245:4 339:4	official	202:22	353:6 361:8
308:21	339:5	204:6 285:7	203:23	363:6
321:1,1	occasional	290:17	208:21	once
325:10,10	242:11	333:6	209:3,13	234:21
327:6 330:5	occasionally	344:12	213:18,22	260:24
364:3,8,11	344:1,3	officials	214:22	261:3
numbers	occur	237:12 238:6	222:22	296:20
209:16	239:6 268:8	238:6,25	224:10	360:5,24
235:21	284:20	250:10	231:12,14	ones
238:8 266:9	occurred	251:8 295:9	231:22	211:22 248:8
272:16	183:4 334:16	300:20	240:20	298:22
297:11	occurring	347:4	250:19	299:10
299:10,15	221:5 364:9	offset	259:18	325:11,13
318:24	occurs	218:20	267:12	one's
320:1,13	289:5	227:20	279:19	173:14
323:17	October	228:2	280:5,25	one-fourth
352:8,8	185:9	offsets	282:7	281:10,13
number's	offended	358:9	283:15	one-point
204:1	195:10	Ogden	285:25	281:12
numerous	offenses	204:21	289:2 292:9	one-sided
187:20	331:8	oh	294:6,7	353:14
238:17	offensive	166:3,9	295:22	one-third
268:11	196:9	201:17	298:20	177:6
nursing	offer	229:1	306:5,5,15	one-way
207:9 244:19	172:11	231:15	312:23	263:5
343:24	310:24	240:17	315:22	ongoing
O	360:8	254:13,23	316:20	179:7 193:16
object	offered	263:2,2	318:15	284:21
		266:13	322:11,17	294:23



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

online	235:11	outstanding	paper	363:17
197:1 228:20	271:5	229:1	344:21	parties
286:8,11	272:21	outweigh	papers	212:22
288:13	276:9	200:1 348:23	242:17	366:22
293:13	318:21,21	out-of-state	paranoid	partisan
295:6,7	354:25	182:8	165:5	165:12,13,15
355:16	ordinances	overall	pardon	175:5
open	174:23	249:6 295:20	289:19	partisanship
192:21	organization	296:11	parents	249:4
224:20	232:7 334:1	overreaction	271:4 274:21	partison
271:23	360:21	164:25	park	165:16
operate	362:21	overwhelm...	273:7	parts
286:14	organizat...	352:21	parole	216:12
opinion	184:11,12	overworked	324:12	243:21,23
222:1 226:25	216:2	250:13	part	party
opinions	organized	owe	185:17 212:5	179:22 180:4
182:7 237:9	183:19	262:2,12	221:4 234:3	183:22
248:5	Organizers	OWLS	247:14	212:25
opportuni...	184:5	163:19	257:9	213:1
309:2	original	171:19	268:15	264:22
opportunity	198:17 200:9	ownership	294:24	360:12
173:24	298:25	218:11	295:14	Paso
176:20	320:20	O'Brien	301:11	279:24
180:6,22	348:12	162:9 200:15	344:13	pass
187:7	originally	200:18,19	participate	173:13
245:21	269:19	201:6,19	218:2 241:9	188:21
251:17	274:17	202:23	257:21	216:20
314:25	295:18	203:20	354:19,20	233:10,14
340:3	other's	204:9,15,19	365:11	239:23
341:19	353:15	208:2,8,16	particular	248:3
349:2	outcome	208:21	218:7 219:4	273:21
opposed	175:14 261:6	209:8,20,25	219:5,14,21	318:20
307:25	261:20	210:1,4	232:9	354:12
opposes	366:24		240:24	363:24
213:10	outlets	P	257:7	passage
opposite	189:13	Page	260:12	281:21
252:24	outreach	162:17 190:8	263:14,15	passed
optional	189:7,17	208:18	303:18	189:2 194:15
288:8	220:10,14	pages	317:17	216:19
options	220:21	182:5 183:24	334:22	217:11
178:16,17	235:12,15	paid	342:22	223:21
ordained	235:17	185:5	343:1	226:15
173:4	252:2,4,12	panel	345:10	234:17,17
order	271:15	224:22	particularly	245:18
173:17 188:6	278:17	262:17	173:19	254:13
194:17	308:24	panicky	218:25	277:23
209:1	outset	165:4	221:24	278:23
234:15	245:14		353:4	283:12



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

296:20	163:22 164:1	270:2,5,24	363:12,15	204:5
306:7	164:2,5,25	271:6	363:17,20	perjury
passes	165:8	272:20,25	363:20,21	311:2
253:17	166:12	281:12	363:25	permissible
270:22	167:17	287:18	364:3,10,11	219:12
271:11	168:18	289:3,11,12	364:20,21	permitted
passing	171:6,24	289:13,17	people's	270:14
223:19 334:7	177:20	289:19	226:21	292:17
357:8	178:15,18	290:4 291:3	241:14	perpetuates
364:12	187:5,14,15	291:11	243:1	364:13
passport	187:22	298:10	308:24	persisted
167:7 177:11	188:16,23	299:18,24	310:1,4	243:22
246:7	189:9,11	300:2	353:13	persistently
276:23	194:1,13,17	305:10	354:18	269:17
passports	195:9,22	308:9	percent	person
246:11	196:1,2,7	309:11	177:5 180:18	165:3,21
patience	197:10,23	310:20	246:10	179:8
349:11	199:14	311:14	247:4	182:14,18
patient	209:11	313:6,17	252:22,23	199:8
302:20	211:22	314:2	252:24	213:10
Patrick	220:5 221:6	318:17,22	261:8,12,16	233:25
187:12	221:11	319:1,11,24	296:2	255:3,5
Patriots	227:13,21	320:3,11	298:16	267:25
183:19	229:13,15	321:8,19	317:12,14	271:18,18
186:19	233:13	324:10	317:23	291:1
360:19	234:6	326:17	319:24	293:18
pay	237:24	327:5	320:3,5,14	310:25
222:4 287:2	238:10,12	328:15	350:21,25	315:8 329:8
305:6	238:13	331:10	361:22,23	359:18,19
319:11	239:7 241:9	332:2,5,19	364:10	359:23
paying	241:11	337:19	percentage	personal
319:24 320:4	242:16	339:3,17,20	263:25	182:7 184:25
pen	243:4,10,11	343:20,23	319:11	227:2
168:13	243:17,19	345:17	320:6	269:18,18
Pena	244:3,5,10	346:6,8,10	perception	personally
208:12	245:6 246:9	347:5 348:4	194:3,5	196:14
penalty	247:17,19	350:17	358:17	257:10
311:1,6	249:7,19	351:16,22	Perfect	278:19
pending	250:8,12,17	351:24	323:21,22	persons
365:16	255:14	353:2,4,9	perform	242:11
penitentiary	257:10	353:11	237:23	310:23
168:14	262:23	354:7	292:13	345:1
penny	263:8 264:9	357:23	period	person's
244:16	264:15,15	358:20	260:6 297:23	254:17 255:5
pensive	264:24,25	360:1,8,15	303:12	307:16
345:11	265:13,18	361:14,19	periods	325:3
people	266:15,18	361:22,24	314:5	phantom
	269:4,6,12	362:6,9,11	periphery	239:25
	269:13,25	362:25		



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiredepositionsolutions.com

phase	320:10,12	274:14	226:13	286:3,7,8
271:2	321:12	291:7	238:3	286:25
phenomenon	346:18,25	293:23	271:10	287:1,7,14
243:20 346:1	347:14	324:24	274:19	287:19
phone	357:16,17	342:11	284:14	288:21
193:5	358:10,11	345:18	307:3	289:3
phones	359:21	348:21	335:10	292:11,12
345:21	photograph	placed	363:7	293:14
phonetic	246:2	249:21	points	312:6
195:21	photographs	places	177:3	314:24
204:21	264:3	196:20 237:6	poised	316:5,13
222:1 230:6	photos	247:15	188:23	339:12
251:23	308:12,17,17	255:7 295:6	policies	344:23
270:12	308:24	350:1,2	194:10 342:1	347:4
297:5	310:4	plan	342:3	polling
308:11	photo-sho...	297:2	policy	175:11
321:12	360:23	plane	187:2 188:8	187:24
photo	physical	346:21	194:10	196:20
172:18	232:11	planned	238:7 239:4	197:14
174:12,14	342:16	218:23	241:14	242:24
174:14,17	pick	plans	313:21	255:7
177:22	269:23	219:3 226:12	342:21	293:23
178:20,23	327:14	283:24	346:2	295:6
180:25	picture	285:14	policymakers	324:23
181:11	167:1,2,9	288:12	272:10	342:11
187:15,19	168:20	352:17	policymaking	345:18
188:3,5,11	169:4 172:5	play	188:21	polls
188:13	255:2 264:2	222:18,25	polite	182:3 183:17
212:4,17	307:17	308:2	346:20	196:5
213:2,9	361:7,8	please	political	232:25
215:23	pictures	170:3,9	184:10 204:2	238:24
219:19	309:10 310:1	180:1	335:21	239:3,6
221:1,6	pieces	194:20	360:21	269:7
234:7 246:1	172:15 219:8	202:12	poll	271:19
258:21	219:14	210:19	167:10 183:2	308:23
260:20	Pitts	212:3	183:21,21	342:23
268:24	204:21 297:5	215:15	220:1 236:8	343:4,13
282:21	place	229:18	237:16,23	347:2
289:4,10	164:21	267:10	252:7 253:1	348:13,18
296:24	187:24	pled	254:7,8	348:23
304:9 308:8	197:14	168:9	255:11	353:3,11
308:9 310:3	218:22	point	258:6 260:4	poor
310:21,22	225:20	166:2,7	260:9,9,11	168:18 195:8
311:16	226:24	177:21	268:2,2,15	220:16
312:25,25	242:24	182:1	270:10,13	popular
313:4,5	247:8	196:11	270:16	361:10
314:5	255:24	197:9 207:5	275:16,17	population
318:22	258:24	213:7	281:8 285:7	180:17 189:7



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

233:21,23	197:23	prescription	352:21	prior
235:17,20	349:22	171:9	354:22	266:18
241:25	practice	present	355:1,1	283:11
248:25	203:21,21	180:25	prevalence	290:2
281:11,17	287:7	182:10	357:6	298:22
281:23	practiced	210:13,23	prevent	303:23
populations	198:24	245:25	255:3 261:1	priorities
220:15	practices	261:1 304:8	261:2	275:10 324:1
portion	198:24	349:2	313:17	priority
310:16	293:12	presented	327:17	323:23
325:18	315:18	205:19	343:14	345:10,11
326:21	precinct	314:19	345:25	prison
position	168:13 178:1	presenting	prevented	348:15
174:2 251:20	181:15,16	357:22	188:3 238:20	private
positions	198:13	preserve	preventing	163:13
167:14	199:6,15	241:5	310:20	184:15
possibility	212:11,12	preserving	346:10	215:8 216:6
205:2 245:22	236:12	327:24	previous	267:15
possible	260:3 261:4	President	188:4 195:5	336:6 337:1
257:18	261:19	176:21 184:9	216:21	345:13
269:24	307:10	246:16	228:1	350:2,3
285:2 292:2	precincts	257:24	previously	Privett
308:10	236:14	363:3,8	278:9 312:20	176:19,20
350:4	261:18	364:4	Previtter	179:2,9,12
358:18	264:24	365:13	162:4 176:12	179:18
possibly	360:15,16	Presidential	price	privilege
207:9,10	preclearance	233:19 253:5	241:2	181:2 341:22
225:19	216:20	President's	prided	346:16
291:22	217:18	191:5 244:7	342:3	privileges
342:25	precleared	presiding	primarily	195:17
343:2,14	219:15	181:14	173:4 324:15	proactive
345:25	preclearing	182:18	primary	333:3
postage	248:19	260:4	211:15	proactively
300:24	predicament	pressure	236:10	333:19
potential	211:9	343:24	principle	probable
217:5 272:6	predictable	presumably	173:18,19	233:11
272:12,15	217:2	299:23 300:2	174:9	probably
321:24	preference	pretend	principles	166:17 181:9
342:15	218:3 227:3	195:11	256:21,23	182:21
347:3 357:9	preferred	pretending	print	202:5,9
357:19	203:21	324:25 343:3	283:8	203:8 204:4
potentially	preliminary	354:24	printer	204:7
266:18	309:4	pretty	307:22	243:24
potentials	prepare	250:13,13,13	printing	254:16
272:9	278:21 284:1	283:12	236:17 238:1	274:23
poverty	320:18	307:18	prints	295:3 305:2
234:5	preparing	308:21	203:4	308:21
practically	284:25	314:9		318:25



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

325:12	183:7 187:6	355:5,7,15	360:3	211:24
327:12	189:15	profit	363:13	221:1
331:9	199:3,5	216:1	364:7	269:22
probation	200:2 204:8	program	proper	270:1
324:12	205:12	232:22 252:5	185:18 253:9	272:21
problem	212:5	252:7,12	properly	346:8
164:17	216:10	279:5	205:20	358:21
168:19	218:2 222:7	283:19	proponent	proved
171:5,21	224:25,25	284:5,11	196:15	360:7
172:10	225:17,21	305:4	proportio...	provide
177:18	225:21,23	programming	238:13	178:23 211:4
178:6	243:10,11	185:23	proposal	220:4
182:15	245:13,19	programs	216:15	221:12,16
184:22,23	257:10	178:23	proposals	234:2
193:6	258:11	185:14	194:14	238:15
230:20	269:20	188:23	proposed	269:25
232:17,23	284:16	220:10,12	189:5 191:21	281:18,22
237:21	292:15	220:13,14	193:11	281:25
239:25	295:7 326:7	220:21	prosecute	290:7 299:1
242:1,7	327:25	232:21	330:6 344:15	303:24
243:2	346:10	283:25	prosecuted	304:7,10
252:20	352:23	progress	264:4 329:8	317:16
253:10	354:16	364:16	prosecutions	321:13
260:17	processed	Progresso	242:5	provided
262:14	253:4	163:23 164:1	prosecutor	193:25
270:10	processes	164:6	327:2	208:16
272:8 275:4	173:20	167:16	prosecutors	221:3
340:15	204:20	project	242:6	228:19
343:1	225:24	232:6 258:7	protect	290:5
problems	produce	projecting	174:19	321:22
185:24	175:10 270:6	281:19	189:14	providers
239:14,18	272:20	prominent	357:25	244:20
241:12,16	produced	329:12	protected	provides
272:12	233:2	promise	347:14	218:6 358:13
346:3,6	producing	305:5	354:14	providing
354:3	206:7	promised	protection	221:1,1
problem's	production	218:23	195:17	233:12
272:17	281:9	promote	protective	236:23
procedure	professional	228:1	175:4	250:7 290:3
188:8 252:9	195:14	promoting	protects	315:14
proceed	professor	239:1	358:6	317:24
204:19	213:21	prompted	proud	358:9
proceeding	339:25	195:7	255:25	provision
366:23	340:12	promptly	prove	170:13 179:6
process	341:5,6,9	185:6	182:17	179:17
164:5,22,23	341:21	proof	188:10	209:1
170:6 174:4	349:13	314:19,20	189:16	240:24
175:9,13	352:12	316:4 357:8		281:16



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

282:2	publicity	255:24, 25	326:24	301:18, 19
291:21, 21	234:19	268:10	333:24	305:15, 17
provisional	public's	271:13, 14	336:1	316:16
179:9 220:25	357:25	279:1, 16	337:23	317:3
252:3, 19, 22	published	285:3	342:3	322:20
253:2, 6, 11	343:17	293:18	349:14	335:24
253:13, 15	347:11	300:21	353:17	336:2
253:21	351:12	327:1 331:9	questioned	339:22
255:10, 12	pull	355:4 360:1	254:24	341:11
301:5 310:9	330:16 340:3	360:19	357:14	349:7, 12
347:8	pulls	363:19	questioning	352:11, 14
358:10	167:17	puts	281:5	355:6
provision...	punctuating	194:3 236:11	questions	quick
182:21	184:25	putting	165:23	264:7 276:14
292:19	punish	164:9, 21	169:17	quicker
provisions	173:22	182:7	171:14	224:17
197:19	purchasing	188:18	178:11, 12	225:17
219:24	280:4, 8, 10	211:11	179:1 180:9	quickly
220:23	purge	p.m	181:4 184:1	225:16 359:4
267:20	303:5, 6	182:24	184:3	quit
270:7	purged		186:18	301:17
301:21	303:15	Q	189:20	quite
PSAs	purging	qualifica...	192:9	173:1 177:18
235:4 278:10	302:25 304:1	292:15	196:25	193:23
304:18	purple	qualified	198:3	196:1 206:8
psycholog...	254:9, 11	174:11	200:11, 22	211:9 214:2
351:6, 21	338:22	qualify	200:24	255:21
public	purpose	191:18	201:1	289:8 341:2
163:3 193:10	194:4 296:11	qualifying	207:24	
193:17, 22	306:25	254:14	209:15, 25	R
203:2 207:2	308:4	quality	213:14	race
220:9, 12	purposes	286:25	216:18	197:6, 14
235:4	282:21 284:7	quarter	222:9, 12, 14	227:13
241:14	309:15	281:23	228:8	261:21
246:1, 5	319:22	question	229:22	races
274:8	320:12	169:23 179:4	232:2 240:3	213:6
276:22	pursue	189:21	240:9, 11	racial
278:13	239:4 241:13	191:13	243:13, 14	218:12
304:14	328:25	192:13	250:22	220:17
305:10	pushing	223:4 224:2	253:23	racially
316:19, 22	215:6	224:14	256:5 259:7	234:4
317:2 318:5	put	225:14	262:5, 7	racist
321:8	170:5 180:10	251:5 259:7	266:6	196:10
334:15	189:24	281:4	271:23, 25	radical
347:16	225:25	282:11	273:11	358:25
353:23	240:25	286:20	276:11	radio
357:9, 13	241:2 250:5	300:9	277:9, 10, 13	203:4 235:4
358:6		315:25	294:13, 16	278:10



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

280:13	reached	245:10	188:6,13	referrals
283:9,9	303:8	249:2,9	217:4 219:5	332:25
raised	read	250:1	219:21	333:11
205:9	182:4 183:24	258:23	293:18	334:22
Ramey	264:21	264:13	319:14,17	336:18
162:13	ready	271:12	319:18	referred
266:25	365:4	272:15,16	received	333:20,21
267:1,4,8	real	292:17	181:23	334:24
267:12,13	164:12	321:17	186:10	336:8 338:3
270:11	171:11	343:19	295:20	referring
272:5,24	178:6	344:8	296:5	331:17
273:6,13	225:16	354:13	299:15	refers
313:25	241:16	360:10	317:19	333:7
rammed	245:21	364:15	recipient	reflects
353:15	264:7	reapporti...	196:18	257:14
ran	270:15,25	226:12	recognizable	refreshed
185:7	271:14,15	reason	260:22	199:21
range	271:15	175:10 186:4	recommend	reg
183:6 236:2	275:1	253:19	250:2,15	211:25
ranger	343:20,23	258:17	reconciling	regarding
331:5 338:6	346:5	266:15	353:19	234:20 237:9
Rangers	361:25	274:9 306:3	reconstru...	257:23
332:13 338:8	realistic	348:13	362:20	300:16
rank	207:17	357:24	364:20	357:9,12
213:8	reality	reasons	record	regardless
ranked	223:11 255:5	177:25	163:17 170:2	199:22 251:9
178:8	335:16	205:21	170:8 176:5	regime
rap	realize	264:12	215:16	310:3,21,23
360:20	179:19	265:9 332:8	229:4	313:5
rare	319:12	335:21	231:25	register
238:18,23	331:9	354:8	264:3 268:5	185:8 251:19
242:14	realizing	Rebecca	records	274:20
334:23	239:8	162:12,14	185:16	289:18
343:15	really	256:9,13,18	redesigned	290:2 334:3
346:1	171:5 176:24	259:10,12	278:8	348:1
348:19	178:15	259:16	redistrict...	registered
rate	190:14	316:21,24	225:24 226:4	180:12,19,19
218:11 234:5	193:18	316:25	226:13	207:25
rates	195:19	317:6,7,9	reduce	233:22,24
252:21,23,24	196:7	317:10,14	174:2	235:16,18
253:19,19	205:17	318:3,10,13	reduced	238:24
rational	209:16	318:24	237:2	255:14
174:21	225:22	319:5,16,20	reference	261:7,15
Rea	227:8 228:9	320:16,23	291:2	266:18
329:2,4	237:22	321:2,7,14	referral	273:4,8
reach	239:23	322:2,5,9	333:10	276:18
214:17 223:1	241:2,10,20	322:16,21	336:25	284:16
	243:8,17	receive	337:12	289:12,13



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

289:19	312:11	217:7	REPORTER'S	222:15
290:4,8	325:2 334:5	remaining	162:17	223:25
297:13,22	334:7 344:2	296:2	reports	224:2,3,9
298:4,9,11	344:2	remains	237:6 268:10	225:14,15
298:22	348:12	174:17	344:13	226:8,11
299:14	359:20	remarks	345:23	230:25
304:6	367:7	271:22	represent	240:10,10
306:16	registrat...	remarry	181:9 274:2	240:11,12
307:6 319:3	258:14,16	178:5	289:9	240:15,19
319:21	regret	remedial	represent...	241:21
320:9	363:11	218:19,19	165:14,24,25	243:3,15,16
344:23	regrettably	remedied	166:4,9,14	246:25
350:21	346:4	226:5	169:20,22	249:10
registering	regular	remember	170:1,4,14	250:19
319:14	178:2 179:11	177:20	170:18,19	251:4 259:7
registrar	197:10	260:17	170:21,23	259:8 262:8
211:13,14	regularly	267:16	175:24	262:11
226:23	183:4 295:4	remembered	176:15	264:6,12
292:23	reject	185:13	179:3,5,10	265:3,6,16
293:22	252:24	remind	179:14	265:23
303:15	rejected	217:10	180:8,9	266:6,7,11
304:11	186:4 253:7	reminded	187:11	266:14
313:1	253:9	186:12	189:20,22	269:10
registration	255:13,13	reminder	190:7,17	271:9,25
168:24 172:1	313:8	217:21	191:11,12	272:1,22
181:15,20	rejection	reminding	191:13,25	273:2
185:17	252:23,23	219:6	192:2,6,8	276:13,16
193:16	253:19,19	renew	192:10,14	276:24
194:9	related	178:23	192:17,18	277:11
211:20	232:8 311:2	247:15	200:25	279:6,9,12
212:6	337:3	renewal	201:9,15,22	279:15,19
221:15	366:21	320:5	202:1,14,19	280:5,10,14
226:20	relationship	renewed	203:6,23	280:16,25
227:19	225:3 255:22	298:25	204:11,16	281:1,3,5
228:5	released	319:25	204:23	282:7,13,18
236:22	180:15	renewing	206:5,10,13	283:1,15
239:15	relegating	177:22	206:21,23	284:19
242:12	193:12	report	206:25	285:8,16,22
258:7 263:1	relevant	201:20	207:4,6,19	285:25
266:20	342:17	242:20	207:21,23	286:19,22
270:12,21	rely	280:21	208:4,6,9	287:10,13
298:25	187:17	357:5	208:12,19	288:9,17,22
300:16,19	188:24	reported	209:3,6,13	289:2,8,24
303:3 306:6	193:21	268:20	209:21	290:9,24
307:17	232:21	357:20	210:10	291:17,20
308:16	remain	Reporter	213:13,23	292:1 293:4
310:5	256:22	366:4	213:24	294:3,6,8
311:20,22	Remainder		214:3,23	294:10,18
				294:19,22



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

295:10,14	324:2,6,14	Represent...	286:12	219:18 261:1
295:24	324:17,19	161:1 173:7	292:5,16	276:8
296:4,13,19	324:22	173:21	300:4 304:1	329:25
297:3,7,9	325:4,9,15	184:8 366:7	304:5	330:7
297:16,19	325:21	representing	required	337:18
297:24	326:1,4,13	163:13	177:25	342:22
298:3,8,13	326:16,23	186:22	188:13	requisite
298:20	327:4,8,11	194:22	218:10	292:3 329:1
299:9,13	327:20,23	229:7	233:13	research
300:1,8	328:11,18	253:24	234:15	184:20 203:2
301:7,16	328:23	reproduce	237:16	203:14,17
302:16,19	329:4,7,10	331:17	281:22	208:22
302:22,24	329:20,23	Republican	291:14	216:2,3,5
303:17	330:4,11,21	165:18	299:23,24	216:16
304:12,19	331:3,6,12	179:22	300:25	242:3
304:23	331:16,23	180:4	304:10	247:22
305:8,12,14	331:25	195:15,16	318:16	308:4 342:4
305:16,18	332:2,11,14	195:25	requirement	343:9,10
305:22	333:1,23,25	200:3	169:24 170:5	346:13
306:5,15,18	334:11,14	210:21	178:14	347:10,18
306:22,24	334:20	211:2	191:18	349:3,4
307:14	335:4,12,15	212:11,21	234:20	researcher
308:6,15,19	335:20,23	212:23	239:10	215:9,20,22
309:12,18	335:25	213:1,3	311:23	reservations
309:22	336:3,5,11	256:10,21	312:25	184:13,25
310:2,18	336:16,20	257:25	313:3 348:6	reserve
311:5,10,13	336:23	258:13	requirements	191:8
311:19	337:5,9,13	264:22	178:20,22	residence
312:1,5,8	337:22,24	359:16	188:18	272:21
312:13,16	337:25	360:12	189:9	residency
312:19,23	338:12,17	Republicans	234:24	270:2
313:13,16	338:20	212:16	258:22	resident
313:23	339:8,18	reputation	268:25	346:24
314:4,8,18	349:13,13	211:19	284:4,18	resists
314:23	349:15,20	request	288:3	174:22
315:3,6,19	349:21	296:21	300:18	resource
315:22,24	350:10,12	317:21	303:4	200:21
316:12	350:15	335:7 350:4	306:10	316:19
317:4,5,8	351:4,15,17	366:9	309:21	322:24
317:10,18	352:10,15	requested	337:12	resources
318:8,11,15	355:8,9	317:23	348:14	237:4 286:23
319:4,10,19	356:3,7,9	requests	requires	345:8
319:23	356:11,12	258:16	199:20	respect
320:21,24	356:15,19	require	263:22	169:24
321:6,10,25	356:22,24	187:19 238:5	288:3	191:15
322:4,7,10	357:2 359:7	238:11	300:17	237:21
322:17	359:8,12,14	268:23,24	335:5,6	252:4
323:2,8,12	361:4,5	272:20	requiring	293:16
323:19,21				



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

313:11	224:4 269:14	285:24	219:23	ruled
respond	342:17	287:11,12	222:5 232:9	222:21
303:9	347:12	288:7 290:1	237:19	rulers
responding	351:12	290:23	245:10	173:21 175:1
308:4	reviewed	296:18,25	342:18	rules
response	182:19 343:5	297:15,23	353:7	186:2 199:21
209:9 258:3	revise	298:2,7	354:14	199:25
responsib...	293:12	300:8	ringing	237:14
173:24	301:15	301:13,13	345:21	250:12
357:21	reward	302:9 305:1	Rio	343:2,13
responsible	173:22	306:16	171:21 195:1	344:6
260:7	Rhonda	308:10,14	risk	345:25
rest	161:15 366:3	309:13	221:19	346:4
187:25 263:8	367:6	311:9 312:7	river	348:17
restrict	ribbon	312:14	172:11	ruling
342:9	231:9	313:16,16	Rocket	182:20
restricted	Richland	313:23	225:25	221:25
271:6	247:6	314:6,7,7	Rockwall	223:6
restriction	rider	314:24	198:13	rumors
272:19	279:1	315:1,2,5,7	199:19	244:4 363:14
restrictions	ridiculous	316:8,10	role	363:22
227:25	361:19	318:18	184:19 342:6	364:14
restrictive	right	319:12,15	roll	run
245:23	164:1,23	319:23,23	270:12	212:22
248:13,14	165:11	321:6	Romans	224:25
248:20,24	168:14	322:10,11	173:20	237:2
342:23	169:2,25	324:10,20	room	258:21
343:1 344:6	170:20,22	326:24	167:19 170:8	327:5 328:4
345:25	170:24	328:16,23	208:11	running
346:4	183:10	329:2,3,5	275:25	200:3 280:17
347:19	192:8	331:3,12	331:18	320:1
resulted	196:17	334:25	root	328:14
267:18	201:18	335:4,8,13	223:15	rural
results	205:22	336:13	241:17	187:21 189:6
185:19 269:1	218:2 220:3	337:6,10	rooted	189:8
retailer	223:5	339:14	241:15 244:2	Russ
197:1	231:20	340:15	354:2	162:9 210:5
retired	240:19	346:17	rooting	210:9,16,20
259:19	248:8	347:1 351:3	345:9	210:20
retrogres...	250:12	362:16	roughly	213:16
220:20	265:3 266:3	rights	306:19	R-A-M-E-Y
revenue	267:8 269:8	174:19	rudinely	267:1
209:10	269:12,20	186:23	225:1	S
281:15	270:3,6,10	187:1,2,4	rule	s
317:25	270:13	194:17	169:19	332:18
318:3,13	271:2 272:9	195:18	171:16	sacred
review	272:11,18	216:21,23	173:17	175:8
	282:13	218:1		



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

sacrifice 175:12	satisfy 289:1	166:20	seal 346:6	173:15
saddened 195:6	save 209:14 257:7	177:25	seat 213:3	174:4,13
sadly 343:23	saw 167:3 189:23	189:5 197:5	second 193:12 220:9	175:9,13
safe 196:20	198:20	198:17	234:17	security 165:2 167:7
safeguard 348:20 351:7	246:17	200:9	252:3	169:6 185:4
safeguards 174:18	254:8,10	259:25	260:21	185:5,16
347:23	313:25	359:1,4	276:1	188:7,14
350:5	360:18	scar 260:15	303:16	191:22
354:11	363:5	scarcity 246:19	359:9	263:21,23
safer 347:10	saying 179:15	scared 271:19	Secretary 190:20,24	263:24
Safety 246:5 276:22	231:23	scary 272:17	194:12	264:9,17
316:20,22	239:21	scenario 210:13,23	202:16,24	265:8
317:2 318:5	240:22	211:8	203:12,21	266:17
321:8	241:22	scenarios 334:15	206:2	289:14
salaries 244:19	243:16	scene 364:25	207:24	290:4 291:5
sale 348:24	244:20	schedule 341:18	208:3,5	293:24
salvation 174:8	249:19	schedules 268:4	235:1 266:8	298:5,14
sample 268:11	262:17,18	scheme 324:17	277:3,7	299:2,6,18
sampled 268:17,19	262:18	school 213:22 274:3	278:1	304:7 310:9
Sam's 167:1	263:7,10	274:13	286:15	330:18
San 206:17	264:22	340:1 341:6	288:4	351:22
210:22	269:4	341:22,25	290:18	Securitys 300:3
279:24	312:10	schools 207:10 295:8	294:24	see 165:3,12,13
Santana 162:11	322:8	scientist 184:17	296:6 301:8	167:5,21
251:12,15	336:15	scores 249:6	301:21	190:2
251:18	360:13	screen 231:9	321:4	194:16
sat 287:17	says 173:20	scripture 173:12	333:10	195:23
satisfied 197:22	190:19	scrutiny 216:13	336:7,19	197:7 203:7
288:19	191:21	219:21	337:2,7	213:18,22
	192:23	233:14	338:3	213:24
	233:16		section 216:10,21	214:1,2
	235:16		217:7	215:11
	270:11,12		219:13,23	226:2 227:6
	271:6		222:3,18,24	227:6
	282:25		246:15	229:22
	284:25		247:18	230:13,15
	296:14		316:3	230:16,17
	301:1		342:18	230:19,21
	310:25		348:6	231:10,17
	314:15,16		sector 350:3,3	233:17
	319:6		secure 164:22	240:6,9
	333:16			242:3,25
	SB-14			264:4



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

286:13	170:5	337:2	235:4 250:7	256:4
289:17	171:16	sending	304:14	shocked
292:14	172:22,25	336:25	317:16	265:25
294:14	176:10,14	senior	services	short
310:15	179:23	215:22	188:9,23	184:11
333:7 340:5	180:4,5	228:18	317:11,20	186:13
340:8,13,14	181:7 184:6	232:5	367:7	208:20
340:18,21	186:20,24	346:18	session	357:3
340:23,24	187:13	seniors	166:2 207:7	Shorthand
355:12,14	191:17	177:6,19	255:22	366:3
360:22	193:2	sensational	275:21	show
seeing	194:24	343:22	295:5	171:9,10
191:6 250:18	197:3	sense	301:14	186:3
330:23	198:19	227:12	308:2	199:12
seek	200:17	250:16	sessions	212:3
292:5	201:7,13	305:9	309:1	217:25
seeking	210:8	348:22	set	218:24
320:4 333:20	215:10	351:21	175:7,8	226:23
seemingly	229:6	352:6	246:8 297:4	275:16
257:6	251:14,20	sent	sets	276:9 280:7
seen	254:1	225:1 264:22	291:10	291:14
165:8 192:4	256:11	303:8 306:9	297:11	292:24
199:5	259:20	306:16	setting	293:1
207:14	267:3	348:4	236:17	302:11,14
227:17	273:17	360:13	seven	302:15
237:5,19	277:4	sentiment	268:17	304:9
242:4	278:23	213:9	278:14	313:25
347:11,22	279:1,3	separate	325:12	315:10
352:9	282:11	181:24	361:13	318:25
353:20	283:23	242:13	severity	330:1
seldom	300:15	separated	187:16	337:19
255:25	302:2,11	261:13	shackles	342:24
Select	316:23	September	362:8	343:4
161:3 365:19	341:8 356:2	185:7	shanties	347:13
366:7	356:8	series	362:8	348:2,5
self	365:15	215:24	share	350:5,17,22
197:1	Senates	serious	249:24	351:24
selling	365:15	174:20 182:1	279:13	352:2,4
331:10,13	Senate's	234:14	306:1	357:24,24
332:3,5,7	191:15 279:8	seriously	shared	357:24
seminar	Senator	182:2 351:13	291:8,9	361:1
295:8	187:12	serve	360:10	showed
seminars	204:21	181:12	shelter	186:2 299:5
295:8	282:11	232:15	334:3	showing
Senate	Senatorial	307:1,4	sheriff	197:25 257:6
163:15	307:7	served	333:6	341:4
166:18	send	173:6 198:14	shining	347:16
169:19	250:2 264:24	service	198:25 256:2	349:16,23



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

350:1 351:5	266:2 344:22	319:13	281:24	300:3 304:7
354:23	signed	321:22	300:24	society
355:2	227:12	352:8	skeptical	174:16
shown	249:19	simultane...	224:23	349:23
352:9	266:1	274:24	Skype	soldiers
shows	significance	Sinai	163:6 213:19	362:19
180:16,25	235:7	174:6	228:11,17	solely
291:10	significant	single	230:5,10	332:21
315:9	235:9 283:11	175:3 185:11	341:7	solicited
346:13	283:13,18	268:20	sloppy	328:15
347:18	283:20	sir	343:22	solid
shut	285:17	175:15 176:4	slower	355:1
244:21	308:21	208:8	363:8	solution
shutting	318:20	209:20	small	184:22
207:9 346:8	347:12	210:15,18	180:14	241:25
354:18	364:8,11	228:15	184:18	262:22
sic	significa...	262:9	239:5	275:3,7
163:13	277:17 283:4	318:10	300:11	solutions
167:24	signing	319:22	364:8	241:19 354:4
190:21	227:6	320:16	smaller	solve
197:5,16	silenced	322:3,6,9	170:17	241:20 346:5
201:8 229:7	249:8	322:16	205:17	solves
267:1	silent	324:1,18,21	206:19	346:3
270:24	301:25	325:20	277:16,17	solving
291:4 300:4	silly	327:7	smile	340:14
310:16	364:18	329:22,24	186:11	somebody
316:2	similar	330:3 334:9	Smith	164:15,16
317:21	215:23	334:13	162:8 198:4	242:13
340:20	223:20	335:9	198:6,7,11	255:8 274:8
347:7	233:25	336:14	smoke	290:25
350:24	302:4,8	sites	345:15	304:6
360:13	315:11	235:3	Snow	someone's
side	349:4	sitting	361:12	308:8 327:16
275:23 279:3	similarities	195:4	social	somewhat
283:23	219:20	situation	167:7 169:6	217:2,17
300:15	simple	182:19	185:4,5,16	Sonia
353:15	178:13	212:14	188:7,14	162:11
sides	307:21	242:20	191:22,22	251:12,15
204:2 263:11	simplicity	situations	263:21,22	251:18
sightings	174:14	232:13	263:23	soon
345:24	simply	339:11	264:9,17	171:6,6
sign	181:22	six	265:8	285:1
179:14	188:20	192:21,23	266:17	340:23
181:15	217:14	219:7	289:14	sorry
312:2	233:16	325:14	290:3 291:4	165:12 176:6
360:18,23	244:2	size	293:24	178:25
365:1	265:12	189:6 268:11	298:5,13	179:18
signature	307:16	281:10,13	299:1,6,18	185:19



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiredepositionsolutions.com

198:8 224:8	243:21,23	253:20	spread	180:2 188:6
231:2 240:5	247:13	316:9,10	345:14	188:22,25
240:17	257:3	332:9,19	SSN	190:25
255:16	southern	specify	291:12	194:12
265:16	363:17	284:22	St	199:10
277:12	so-called	speech	205:16 283:3	202:24
279:7 280:3	241:19	276:6	staff	203:22,25
291:24	space	speed	236:8,19	204:12
295:23	300:22	287:18	237:4	205:7,17
337:23	Spanish	296:24	248:18	206:3,8,22
349:20	278:15	spell	staffing	207:25
356:13	speak	190:19	236:18	208:3,5
sort	181:10 195:4	192:19	stand	210:19
219:3 241:18	198:10	spelled	184:9	215:16
242:22	204:9	185:11	standard	217:3,22,24
243:9,18	251:17,19	186:10	174:10 175:2	218:4,5,18
244:8 245:2	274:3 332:9	spend	175:4,7,8	218:24
248:9	Speaker	191:7 202:5	311:17	220:10,20
249:11	200:13	203:8	312:24	221:9,12,16
262:22	204:10	205:10,18	313:24	221:22
264:14	209:5 214:7	244:17	314:12,14	222:18,24
277:20	214:9,11,14	296:22	standards	225:16
291:9	214:18	304:24	174:5,24	227:23
303:20	226:10	spending	302:5 316:6	229:5
308:23	230:1,7,17	239:24	336:12	231:24
343:12	231:3,8,12	spent	stands	232:14,20
344:4,5,14	251:7	185:21	244:22	234:10,23
345:2,14,17	330:13	188:25	343:12,14	235:1,7
345:18,24	speaking	202:2	354:22	236:19
346:12	216:6 228:21	203:10	star	237:3 238:5
360:6,20	330:13	205:14	199:1	238:5,25
363:14,18	special	206:3 278:5	start	239:23
363:18	216:13 222:2	280:3,8	168:10,12,15	240:12,15
364:13,21	222:2 230:6	281:24	244:8	240:18
sorts	319:9	283:4	258:20,24	241:3
364:13	332:20	295:25	265:7 267:9	243:21
sound	specialist	296:1	284:25	244:15
175:13	187:2	323:15	338:16	245:3,6,16
361:15	specific	331:2	346:8,9	246:24
sounds	218:5,7,18	345:12	started	247:24
203:13 288:5	220:9,21	spillover	297:4 339:16	248:22
296:18	264:23	211:14	361:14	249:16
309:12	286:11	spirit	startled	250:6
311:8	specifically	183:16	277:20	256:17,22
source	190:19	spoke	state	257:16,22
328:1 353:21	192:20	271:9	163:16	257:25
south	201:3 250:1	spots	173:12	261:15
180:14	252:1	280:17	176:4 178:9	266:8
				267:10



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

268:20	221:3,20	252:25	stopped	strongly
274:6,13,13	233:9,10	status	167:20	198:16 354:8
277:3,8	235:8 236:3	271:7	stops	365:8
278:18	239:2,3	statute	204:21	struck
281:10,13	247:24,25	234:24	stories	245:22
281:24	248:2,24,25	288:24	257:4,8	282:16
282:21	268:11,17	statutes	269:11	344:9
283:18,20	268:23,24	348:7,8	357:18,19	struggle
283:22	270:18	statutory	strange	351:1
285:5	274:23	224:7	275:15	student
294:24	277:16,17	stave	321:11	167:2 185:3
296:6 297:2	277:24	354:5	Strategy	193:1,9,14
301:8,22	282:9 283:6	stay	296:14	193:15
302:25	293:11,24	172:13	stream	273:15,15
304:4,13	294:2	201:13	317:25	274:1,2
307:7	310:21	303:12	street	275:2,5,11
308:17	313:10	364:24	183:19	275:22
309:6,9	315:16,20	staying	262:16	students
313:19	357:7	259:9	263:5,5	249:5 274:5
317:25	358:23	steady	360:19	275:2 341:1
318:1,2	363:8,17	353:21	366:10,18	349:9
319:12,13	364:5	steal	streets	studies
320:2,11	statewide	344:25	345:5	218:16
321:4 329:5	278:1,3	345:19,20	strengthen	221:14
333:11	284:3,5	346:7	198:21	238:17
336:19	298:21	step	257:18	268:11
337:8 338:3	308:15	196:16	strengthe...	269:18
339:9,10	state's	245:12	258:10	study
345:7	202:17	258:10	stretched	236:2 252:14
352:16	203:12	286:2	237:13	253:18
353:12	235:15	311:15	250:14	351:11
364:4,11	249:24	336:5	stretches	studying
366:2,4	268:21	337:15	242:22	248:1
stated	278:1	steps	strict	sub
169:3 234:22	286:15	234:23	288:2	180:5
291:11,15	290:18	Steve	Stricter	subject
303:20	336:7 337:2	259:17	178:20	365:21
statement	State-pre...	stewards	striking	subjective
170:10 300:7	288:5	173:23	249:2	314:24
305:24	state-spe...	stirred	strong	submit
statements	238:18	362:23	196:15 199:2	173:13
184:21	stating	stolen	256:22	263:24
219:11	357:7	352:3,4	257:17,21	344:1
states	Station	stop	258:21	submitted
173:5 174:22	206:18	197:17	259:3	250:3 251:24
178:8	stations	198:18	stronger	349:4
218:15	278:16	258:23	227:15	366:16
219:10,17	statistic			substantial



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquireolutions.com

237:3	sudden	268:7	310:13	239:18
245:20	263:2	361:21	323:1 331:6	240:23, 25
252:8, 20	suddenly	supporting	337:14	241:7, 12, 17
substanti...	312:24	177:24	340:7	241:18
234:5 237:11	sued	210:12	343:20	243:8
302:4, 8	245:16	supports	347:23	269:11
325:22	sufficient	198:17	348:3	272:4 310:9
349:3	184:20, 23	suppress	351:10	326:6 328:2
substanti...	186:4 189:3	227:21 272:7	352:23	354:25
344:7	191:23	suppressed	354:17, 17	355:3
substitute	234:23	269:6 271:17	354:22	357:13, 24
163:15	suggest	suppression	359:16, 17	358:19
166:18	209:18 342:7	272:3, 3	359:18, 25	systems
169:19	348:24	Supreme	360:2	164:18 189:2
171:16	354:21	217:16	surprise	310:14
172:22	suggested	219:13, 15	289:3, 5	348:1
176:10, 14	253:17	219:17, 22	surprised	S-U-M-I-T
179:23	265:12	221:25	287:20	186:7
180:5 181:7	suggestion	222:21	surprising	S-U-M-M-I-T
181:11	262:22	223:6, 13, 21	168:4 350:16	186:10
184:6	suggestions	237:8	350:20	
186:20, 24	194:7 308:25	245:24	351:14	T
187:8	Suite	248:7	surveys	table
189:24	367:8	274:11	221:14	254:14
193:2	Sumit	357:16	suspect	take
194:23	162:6 184:4	358:4, 8	269:15 303:7	164:19
197:3 198:5	184:7, 8	sure	303:11	173:25
200:17	186:7, 16	164:12	342:14	177:17
201:13, 14	summarized	183:11	350:11	197:6
201:17, 20	184:21	188:1 191:7	suspense	203:18
210:8	summer	200:4 205:4	303:11	206:16
215:10	295:9	205:11	suspicion	222:2
229:6	Summit	210:4 220:5	364:21	224:24
251:13, 20	186:9, 11	221:7	swallow	225:18, 21
254:1	Sun	230:22	270:22	226:6 240:3
256:11	270:12	231:5	swelled	241:3
259:20, 24	supervising	237:17	362:24	244:24
267:3	216:3	245:12	swing	245:20
273:17	supplement	247:25	262:20	258:9
277:4 279:1	236:16	248:18	sworn	263:17
293:21	supplemental	249:25	333:14	264:2
302:3	236:16	251:6	Sylvia	285:12
316:23	support	262:12	186:19	287:21, 24
319:6	197:5 200:6	263:11	system	288:1, 4, 6
320:18, 19	200:9 210:7	277:21	163:20	288:10
341:8 356:1	210:24	280:6 287:9	164:20	298:21
356:8	211:5, 12	290:17, 23	165:19	305:20
365:15		302:18	172:5 207:2	308:5 310:1



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquireolutions.com

321:19	214:6,6	technical	314:9,10	256:11
326:6,25	236:2	223:5	341:9,13	259:20,24
332:24	244:17,25	technolog...	348:15	267:2
334:19	245:5 250:4	208:25	tend	269:14
357:21	250:17	technology	178:3	273:16
365:10	254:15,20	190:3,9	tendency	276:2,3,9
taken	254:24	228:11	170:11	341:7,19
202:16	266:9	307:19,20	tends	346:16
225:24	289:11	341:17	363:7	356:1 365:7
366:23	297:9 310:1	telethons	tenure	testifying
takes	348:21	278:14	199:4	167:20 181:6
228:16 237:7	354:7	television	term	190:25
287:8	talks	203:9 205:15	329:5 361:15	193:1 215:9
talk	190:9 316:3	205:16	terms	228:18
184:16 186:6	tangible	208:24	342:16	229:5
202:12	354:1	235:5	terrible	256:20
204:2 216:9	Tanner	277:18	171:4	276:1 277:4
216:14	246:14	278:10,10	terribly	316:22
218:21	target	279:25	363:11	323:13
222:16	220:14,21	tell	Terry	350:18
234:11,16	270:4 343:2	167:23	251:22	testimonies
249:20	targeted	183:17	testified	197:8
250:1	248:25	185:19	227:2 263:8	testimony
262:24,24	Tarrant	204:3	267:16	163:3 188:5
262:25	301:3 360:11	269:11	270:9	190:11
277:15	360:12	276:6 278:4	275:24	201:12
283:2	task	284:6 293:9	314:2	215:3,17
292:10	332:21	294:23	testify	216:14
293:4	353:18	295:16	163:14,22,24	229:21
301:17	tax	307:5,10	164:8,11	230:10
309:1	220:1	315:4	166:18	240:21,22
328:12	taxes	332:24	167:22	241:1,22
359:11	205:9	335:2	169:18	250:3,15
talked	taxpayer	telling	171:15	251:24
192:3 225:17	345:12	265:22	172:22	255:15
226:18	TDL	temporarily	173:2 176:9	259:5
248:17	290:22	245:24	176:13	263:19
251:7	291:11	ten	179:22	266:22
292:10	299:5	163:11	180:4 184:5	273:11,20
295:16	308:12	213:19	186:20	329:21
300:10	teacher	215:15	187:7	341:10
310:19	267:14	228:20	194:23	342:12,14
talkies	teachers	229:18,19	197:2,6	349:2,16
361:14	205:3 244:19	229:20	198:19,19	356:6
talking	teaching	231:25	200:16	tests
167:18 203:1	185:3	234:1	232:4	363:19
207:8	team	250:11	251:13	Texan
208:11	166:25	278:2 311:6	253:25	233:1 234:3



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

Texans	247:6,23	171:14	259:16	236:6
189:17 262:3	248:22	172:19,20	262:4 266:4	247:12
278:19	249:16	172:24	266:24	269:11
Texas	250:1	175:20,22	273:11,13	282:14
161:1 172:8	251:12,19	175:24	273:23,24	283:5
173:9 176:2	252:20,21	176:3,8,19	276:8,9,12	334:23
176:7,13,22	252:23	179:20,24	276:16	343:1 361:3
178:6,7,9	253:10	181:2,5	277:1	things
178:21	256:10,20	183:25	294:21	168:11,11
180:14	257:4,16,21	184:2,3	302:16	171:23
182:4,22	257:22,24	186:16,17	305:19	176:24
183:24	258:2,12	186:18	315:23	191:9 195:6
186:23	259:2,2	187:6,11	316:16	228:3
187:2,4	261:23	189:18,19	317:5,6,9	234:19
188:7 189:7	267:14	189:22	322:17,20	241:15
198:11,25	273:16	191:10	322:21	244:1,3,4,8
198:25	274:1,7,19	192:9,16	323:2,8,12	246:21
199:5,10	275:13	194:19	323:13	247:1 249:1
206:8	276:21	195:3	329:20	254:14
210:22	277:7	196:23,25	330:11	280:23
213:4	279:21	198:2,3,9	331:23	312:14
216:11,20	281:11,13	198:22	336:1	324:13
217:15,19	281:24	200:10,12	338:11	327:6 347:2
217:19	303:11	200:13,18	339:23	350:9
218:8,14	311:17	207:18	341:15,18	361:17,24
221:5	319:1 323:6	209:23,25	342:13	361:25
222:17,19	327:5	210:1,9,10	349:1,10	362:23
223:8,9,17	330:19	210:11	352:10,11	363:1,12,21
223:19	331:5,13	213:11,12	355:17,19	363:24
224:3,6	338:8	213:13,15	355:20,23	365:5
225:1,8	339:17	213:16	355:24	think
227:2	346:22	214:18,21	356:20	164:25
232:13,20	347:22	215:19	359:6	165:16
233:6,13,15	348:7,10	222:11	365:11,12	176:22
233:22,24	354:21	223:3,23	365:22	181:17
233:25	357:6,20	225:13	Thanks	194:3,5,6,9
234:1,7	366:2,4,6	228:12,13	165:21 232:4	194:11
235:17,19	366:11,19	228:15	276:25	196:14
235:23	367:6,8	229:2 232:3	themes	197:20,21
236:13	TFRW	240:2,4,5	361:16	202:1,2
237:6	258:4,8	250:19,22	thin	203:10
238:12	thank	250:24	237:13	204:17,17
239:23	165:22,25	251:3,10,16	250:14	205:9,14
240:23	166:15,15	253:21,22	thing	206:9,11,14
241:24	169:12,14	253:23	165:2,11	209:15,17
243:23	169:16	256:4,6,8	205:23	216:8,12
245:22	170:24	256:14	219:3	218:24
246:3,17,17	171:11,12	259:4,9,10	234:12	219:5,6,20
		259:12,14		



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

219:25	299:17	254:13	171:8	timing
220:7, 11, 15	300:6, 19, 25	263:14	173:15	214:21
220:18	301:3, 4	265:17	174:4	tiny
222:5	306:4 307:7	279:4	175:17	344:8, 8
224:15	307:18	300:23	177:22	tired
225:9, 11	308:1, 3	338:1	179:1 182:3	357:4
226:6 227:1	309:4, 16, 23	339:19	186:15	title
227:7, 20	313:14	361:19, 24	193:17	272:19, 20
228:3	314:17	362:11	209:14	Toby
235:24	315:14	364:13	215:6, 18	162:10 215:1
240:24	316:8	thoughtful	216:18	215:4, 8, 13
241:6, 8, 10	320:25	293:11	225:20	215:19, 20
241:13, 15	321:14	thousand	228:11	223:3 224:6
241:17	329:11, 15	182:5 183:24	229:3 231:6	224:15
242:15, 15	335:10	272:25	232:2	225:22
242:22, 23	336:4	317:21	243:19	227:1
243:5, 6, 23	339:24	thousands	250:10	228:13
244:11, 23	344:11	327:13	254:18	248:17
245:21	350:2, 6, 19	threaten	256:7	today
246:13, 21	350:23, 24	275:17	260:21	169:1, 3
247:23	352:3, 3	threatens	262:21	177:12
249:4, 9	353:20	233:1	263:17	179:25
250:9	354:9, 13, 25	three	268:3 270:3	180:7, 10
252:10	356:20	163:4, 5	270:9	187:8
253:10	359:15	167:13	273:25	191:14
254:22	361:3, 18	181:16, 19	274:20	196:4 197:8
264:13	362:7, 9, 12	181:23	283:17	205:25
265:11	363:5 364:4	224:22	287:8, 14, 21	216:9 222:8
266:22, 25	364:5, 12, 15	235:14, 19	287:24	229:3 232:4
267:21	364:18	252:13, 16	288:2	244:2
272:5, 16	365:3	254:20	291:14	250:25
273:6 275:3	thinking	261:19, 19	294:15	256:19
275:7, 18	300:21	278:16	300:5	263:17
277:10	310:11	333:5, 17	305:20	273:12
278:24	thinks	throw	310:23	292:19
280:21	218:8, 9	209:18	323:15	297:8
282:15, 16	third	thrown	340:21	306:21
283:16, 16	220:23	242:19, 25	346:16	311:17
284:25	333:13	ticket	349:1 355:7	313:15
285:3, 11	Thornton	260:8	355:16	314:1 315:8
286:6	162:8 197:1	tight	359:3 365:9	315:21
287:24	197:4, 5	207:8	365:10, 14	323:13
288:1, 2, 18	thorough	time	times	329:21
288:20, 25	217:1, 4	164:2, 3	186:8 225:23	341:18, 19
291:6	thought	165:4, 7	242:11	342:13
292:17	163:24 170:6	168:22	305:7	343:17
295:20	243:25	169:13	307:15	348:25
296:10, 11	254:11, 12	170:11	364:17	349:16
297:21				



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

350:18	231:16	286:12,25	357:21	202:15
352:21	232:3,5,18	288:5,7,11	tremendously	218:16
355:16	240:7,17	288:13,21	268:8	228:1
357:18,22	241:6 242:2	289:5	trends	249:13
told	243:6 245:9	292:10	269:10	264:7,14
182:21	248:11	293:8,13,13	tribal	290:18,20
257:11	249:23	294:23	246:12	303:18
270:7,20	250:24	295:2,7	tried	321:18
328:20	251:2	296:8	185:18	326:5
Tom	252:10	301:11,15	282:10	335:10
210:6,7,14	town	301:22,25	287:16	351:8 354:5
210:22,25	164:4 195:13	302:5	308:3	turn
212:12,25	247:10	314:22	363:18	177:8 188:2
213:8	Townsend	315:15	trouble	214:4 231:3
Tonja	162:2 163:12	316:9,11	263:3	277:12
162:8 198:4	163:16,18	trainings	troubling	330:8
198:6,7	163:19	211:12	249:9	turned
tool	165:23	transcribed	true	167:4 185:8
307:5	166:1,3,6	161:15 366:9	183:18	254:15
tools	166:11	366:13	271:10	275:15
286:6	track	transcript	289:22	turning
top	245:19	366:16	301:10	177:10
168:10,12,15	345:10,11	transfers	343:7	turnout
186:13	traditional	320:11	363:11	178:7,8,9
261:9,13	189:13 278:9	transit	truly	227:21
288:15	tradition...	193:10,18,22	261:25	228:1,2
321:15	221:3	transition	trust	249:5
361:11	trail	228:17	257:12,20	257:14
topic	344:22	translator	truth	261:8,12,16
349:5	trailer	260:5	173:11 244:3	269:3,15
total	273:7	transport...	truthful	turnouts
180:16	train	187:20 237:5	180:20	268:6
221:10	183:21	247:20	try	turnover
295:21	237:23	274:9	165:8 195:11	287:2
297:18,21	296:23	278:13	198:8	turns
299:13	trainers	travel	214:17	351:25
totally	183:23	189:8 194:22	220:21	twice
223:22	training	257:25	241:4	254:22
totals	179:7 199:20	traveled	283:22	338:23
299:9	199:21	278:17	293:10	339:4
Tova	206:7 211:4	TRAVIS	304:18	twins
162:10	211:13,14	366:1	310:13	275:22
228:17,24	236:3,16,18	Treasury	315:17	Twitter
229:5,9,12	236:23	285:6	357:3	278:12
229:15	237:16	treated	trying	two
230:11,14	268:7 281:9	271:20	169:7 176:16	163:21 164:8
230:22	285:1,7,7	trees	181:22	168:3,17
231:5,11,14	286:4,8,11	272:23	185:19	172:25



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

181:25	203:3 235:14	underlying	245:2	331:16,23
183:9	278:16	320:22	unfamiliar	336:3,11,16
185:12	280:13	understand	163:7	336:20,23
189:3 202:7	283:8	168:23	unfortuna...	337:5,9,13
206:15	334:16	170:15	230:13	338:12,17
208:14		171:3	unfunded	338:20
211:10	U	178:16	249:11,11,20	339:8,18
214:13,16	UFO	197:14	unhyphenated	351:15,17
227:4 237:7	345:23	199:23	195:24	355:9 356:3
248:24	Uh-huh	207:5	UNIDENTIFIED	356:15
251:25	166:21 206:5	212:18	169:20,22	361:4
254:19	266:10	221:4	170:1,14,19	uninterru...
260:4,4	282:18	227:16	170:23	229:20 232:1
261:9,13	288:22	242:10	175:24	union
275:21,21	290:15	246:3	176:15	248:2 339:10
276:4 283:3	308:18	248:12	200:13	unique
284:21	312:22	258:8	208:6 209:5	210:13,23
286:16	314:3 319:4	262:19	213:23	290:21
288:14	327:3	264:11	214:7,9,11	United
291:9 293:5	328:18	291:25	214:14,18	173:5 219:17
294:4,14	333:1	298:18	214:23	293:24
297:11,12	338:10	303:18	226:10	294:1 363:8
303:12	Uh-oh	342:8,12	230:1,7,17	364:4
304:20	229:22	366:14	230:25	units
308:2 311:6	ultimately	understan...	231:3,8,12	189:8
314:1	267:25	182:16	251:4,7	universally
333:13	314:23	understan...	272:22	174:10
335:5 342:5	un	205:12	273:2	universal...
349:4	358:13	207:12	276:13,16	175:3
two-point	unable	227:15	276:24	universe
280:3	175:10	232:14	282:7,13,18	297:12,17
two-way	187:16,17	274:11	283:1,15	298:17
262:16 263:5	251:23	276:20,25	284:19	305:25
two-year	310:24	328:24	285:8,16,22	308:9,20
281:6	321:8,18	332:16	285:25	320:14
type	340:20	understands	286:19,22	325:16
250:16 271:5	unbearable	205:5 218:8	287:10,13	universes
293:18	174:15	undertakes	288:9,17,22	297:12
352:17	unchallenged	234:23	289:2,8,24	299:14
354:23	234:25	undiscipl...	290:9,24	university
types	uncomfort...	183:14	291:17,20	215:25 246:2
239:17 270:6	321:18	undocumented	292:1 293:4	267:14
272:12	unconstit...	242:11	294:3,6,10	273:16
324:3,13	240:1	undocumen...	305:12	274:1
343:19	underesti...	242:20	329:23	339:25
typically	234:14	undue	330:4,11,13	unjust
301:9 311:1	underfunded	174:17	330:21	175:1
T.V	317:15	unexpected	331:3,6,12	unknown



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

233:16	193:14	343:7	264:6,12	302:2
unprecede...	260:8,15	validity	265:3,6,16	versus
223:17	274:8,22	237:24	265:23	195:16,16
unprotected	275:2	Valley	277:10,11	199:12
358:17	276:22	171:21	279:6,9,12	217:20
unreasonable	283:17	172:12	279:15,19	221:25
358:22	286:7,9	195:2	280:5,10,14	234:7
unrelated	288:15,15	278:15	280:16,25	veteran
254:21	289:16	valuable	281:5 332:1	188:14
unstructured	291:22	216:8	332:2,11,14	veterans
183:13	304:18	value	333:1	188:7 294:2
untrue	306:13	207:1 258:8	352:13,15	vets
188:8	309:16,23	272:6 351:3	356:11,12	181:10
unworthy	310:3,4,15	varies	356:13,14	Vice
174:20	311:23	218:11	356:19,24	176:21 184:9
unwritten	312:2	variety	359:7,8,12	222:13
363:18	319:25	237:14 265:9	359:14	243:14
update	326:17	286:6	361:5	352:12
286:16	327:5 328:3	various	365:13	353:16
288:13,13	330:8	181:20	Vegas	365:12
295:4	users	194:14	334:17	victim
Updating	193:18	332:8 365:6	vehicle	197:16
236:25	uses	Veasey	221:14	344:20
upgrades	292:2	165:14	Vehicles	Victoria
278:6	usual	200:23,25	237:5	180:15
upheld	358:13	201:9,15,22	Vera	video
219:13,15	usually	202:1,14,19	162:5 181:6	231:10
222:20	258:3 286:16	203:6,23	181:8,8	286:15
223:13,21	295:4	204:11,16	Verde	288:13,19
234:15	utility	204:23	261:11	293:14
235:6	182:8	206:1,5,10	verify	295:2 361:6
245:24	utilizer	206:13,21	172:6 180:23	Vietnam
248:4	193:10	207:4	188:12	181:10
357:15	U.S	213:24	190:23	view
358:4,23	173:7 185:2	214:3	359:1	196:11 197:9
upholding	328:15	222:13,13	verifying	235:9
217:16	358:3	222:15	180:24	284:23
upset	U.T	223:25	Verona	329:13
195:13	192:25 193:9	224:11	162:8 197:1	342:20
212:16	276:18	225:14,15	Veronica	viewed
up-to-date		226:8,11	197:4,4	363:2
348:8	v	231:22	version	viewing
urge	Val	240:11	191:14,15,17	363:9
174:2 175:7	261:11	243:14,15	191:20	views
use	valid	246:25	201:7	353:9
181:21	182:11	249:10	208:20	violation
190:22	261:22	250:19	234:18	336:12 337:3
	validated	262:8,10,11	267:20	violence



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

242:22	190:12	358:7 359:2	216:10,19	289:12,23
Virginia	191:4	359:4,18	217:8,11,12	292:16,18
162:2 163:12	195:12,19	360:24	217:16,19	292:23,25
163:18,19	196:1,2,2,6	363:19	219:2,7,9	293:22,25
166:3,6,11	211:23	voted	219:10,12	295:7
274:18,21	220:3	167:25	221:15,21	298:25
274:22	226:21	182:12,13	224:23	300:16,17
visit	239:8	196:8 208:1	226:3,19,23	300:18
187:24	254:12	254:22	227:19,20	302:13
258:18	255:14	260:11,21	228:2,4	303:1,3,14
visiting	257:11,12	260:23	232:9,12,19	304:10,16
257:25 258:1	260:18	270:19	232:25	304:16
visual	261:22,24	312:20	233:5	306:6 307:5
231:19	271:6,17,17	339:3	234:11	307:17
314:12	271:18,20	voter	235:7,17,22	308:16
vivid	271:21	161:3,4	237:10,20	309:15,17
353:8	272:4,7	164:11	238:4,19,20	309:24
vocal	273:5,8	167:16	238:22,23	310:4,17
258:3	274:12,14	168:16,19	238:24	311:16,20
voice	274:21,23	168:24	239:3,13,14	311:22
222:2	275:3,14,18	169:15	239:19	312:10,11
voices	276:19	171:20	241:18	313:1,2
249:8	277:23	172:1,16,19	242:12,13	318:14
Volume	284:16	173:2	243:12	319:9 321:9
161:7 163:1	290:2,8	176:24	249:3 251:9	323:16
volunteer	292:17,19	178:6,7,8	252:2,2,4,4	324:3,20,23
260:4 268:4	295:17	178:14	252:12	325:2,5,16
volunteered	296:16,22	180:21	255:23	325:18
181:12	303:13	181:11,14	257:8,14,17	327:16
195:20	304:6	181:19,19	258:6,23	328:1,7
196:22	307:12	181:22,24	260:8,13,18	332:15,20
volunteers	313:8	182:10,11	260:24	332:22
287:3	318:23	182:23	261:2,23	333:4 334:5
vote	319:14,21	183:14	263:1	334:6,23
164:7,16	324:10,14	184:13	264:23	335:1,11
165:3,21	325:1	186:2	265:18,25	338:2,14
172:16	327:18	188:19	269:15,22	344:2 345:9
173:14,15	328:16,17	189:17	270:11	347:15
174:4,11,13	328:21	191:19	272:2,3	348:4
175:12	330:1,8	193:16	277:25	352:24
178:13	332:6	195:8 196:6	278:2,3,22	357:8,9,15
182:14,20	338:22	199:6,12,15	278:24	357:20
182:21	339:13	199:17	279:4 281:7	358:5,22
183:10,12	342:24	211:13,13	281:9 282:6	359:1,19,24
183:12,18	347:1	211:18,20	283:19,24	360:6,14
186:3 187:4	348:15	211:25,25	284:4,5,8	361:21,23
187:25	350:17	212:4,6,17	284:10,13	361:23
189:2	354:12	213:2,2,5,9	284:18	362:1,4,10
	357:24		285:1,6	362:13,14



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

362:13,14	299:7,14	232:9,12	167:4	307:19
362:22	303:5,7,8	237:19	walking	317:16
363:1,15	306:1,4,11	241:23	199:14	322:8
365:1,20,20	306:12,16	245:10	Wal-Mart	343:18
366:8,8	319:3	246:15	197:24	344:24
voters	320:10	254:7,8,17	Wang	350:3
174:12	342:10	254:19	162:10	354:19
176:13,22	343:24	255:3,4,7	228:17,23	355:1
177:25	347:9,23,25	257:2,4	228:24	356:22,25
178:10,11	350:22	261:2 270:4	229:2,5,9	357:21
180:12,19	358:7,9,15	271:15	229:12,15	359:16,17
180:23	364:23	304:8 310:9	230:11,14	359:18,21
181:15	voter's	310:9	230:22	359:22,25
183:8,10	266:20	319:22	231:5,11,14	360:2 362:9
189:1,4,16	307:13	320:12	231:16,23	363:7,22,23
191:9	votes	324:9,9,9	232:3,5,18	364:24
196:12	175:9 196:12	324:11	240:5,5,7	wanted
207:25	243:20	325:3 326:6	240:17	164:8 170:12
213:8	253:7,9	326:25	241:6 242:2	192:15
216:16	258:25	328:8	243:6 245:9	197:5 201:3
218:1	261:4,9,12	329:16	248:11	202:19
220:13	261:17,18	334:8	249:23	205:24
233:1,22,24	261:19,22	337:20	250:22,24	222:16
234:24	262:14	339:4	251:2	226:14
235:13,16	313:8	342:18	252:11	244:12
235:18	343:24	357:13	310:18	247:21
237:21	345:19	358:13	want	275:19
241:7 243:7	346:7	359:23,24	167:8,8	276:8 281:4
245:25	352:24,25	363:14	169:15	309:9
247:7 252:7	354:18	364:21,22	171:10	321:20
253:1,8,13	VoteTX.org	vulnerable	172:18	337:14
258:22	278:8	220:15	177:14	352:15
261:1,8,11	vote-saving	246:18,23	188:4 195:7	359:14
261:15,16	310:19,24		196:11	wanting
262:1	313:6		198:17	326:7
263:20	voting	W	199:1,2,18	wants
264:1	164:4,22	366:10,18	199:25	164:15
267:18	171:6 178:2	Waco	200:3,6,25	warning
268:16,18	180:17	206:17	201:11	196:22
269:16	183:7 187:1	wait	237:17	wary
270:18	189:1 194:9	209:23	239:23	220:1
284:15	196:13,16	waited	242:25	Washington
290:17	199:3 200:1	346:17	244:10	173:6 215:21
291:15,22	216:4,6,21	waiting	247:24	217:22
292:2,21,23	219:23	302:20	248:2	218:6
297:13,22	220:6 222:5	walk	257:20	240:18
297:25	225:2	199:6,11	259:8 265:6	wasn't
298:4,9,21	227:25	walker	299:20,20	165:15 168:5



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

266:15	178:17	293:10,12	241:21	Wilson
290:11	188:12	305:2	263:10	363:3 366:9
299:23,24	203:2 221:6	340:23	278:20	366:17
332:8	269:24	356:9	285:15	win
337:14	286:18	we're	289:9	213:3,6
364:5	294:4 333:5	163:2,6	290:15	217:17
watch	342:9 346:8	164:14,23	291:9 295:3	257:13,13
164:4 264:25	349:25	165:5	295:16,20	winner
watched	weaken	171:10	299:15	261:17,25,25
254:7 255:11	243:12	176:15	300:9	Wisconsin
watcher	weakens	185:24	301:18	192:5 236:19
163:14 165:6	227:18	190:24	307:15	236:24
260:9,10,11	weave	191:20	308:3,25	250:4,15
watchers	284:4	201:12	309:3,4	281:11
163:20 165:6	website	205:2,4,4,6	310:12	282:23
183:2,21	236:25 278:7	205:10,18	339:1,2	wisdom
258:6 260:5	278:7	205:21,22	343:11	351:11 352:7
watching	Wedgewood	207:8	349:15	wise
254:8 288:19	247:11	211:11	350:17	224:14
way	weeks	213:18	357:18	wishing
171:3 186:10	173:8 180:16	215:6 230:9	whatsoever	355:25
193:11,12	weigh	244:15,17	363:13	withdraws
203:16,25	272:11	244:25	White	365:14
207:15	353:24	253:12	361:13 363:2	witness
220:19	weighing	255:25	363:9	162:1 163:4
221:12	355:21	256:7	Whitlock	192:13
244:22	weight	262:15	162:3 169:18	193:4
247:9	173:24	266:7 270:7	170:25	200:21
256:25	weights	270:20,23	171:1,1	255:19
257:13,19	175:1	273:21	whoa	271:16
258:19	welcome	284:2,7	165:15	316:19
260:19	251:9 302:21	290:16	whoever's	322:24
262:21	317:8	293:7 297:9	344:20	witnesses
263:10,14	went	297:11	wide	163:6,11
265:14,21	165:15 182:4	310:13	183:6	176:16
265:22	182:11	326:5	wild	180:10
266:2	212:10	327:24,25	363:14,22	245:6
272:10	225:19	333:3,3,19	364:14	262:18
287:5	230:1,5	339:24	Williamson	340:2
310:22	266:1	340:2,2,14	162:4 172:21	344:19
330:2 333:9	328:14	340:14	172:24	woes
336:6	we'll	345:3 365:3	175:16,18	208:13
348:14	163:10	we've	175:22	woman
353:22	190:11	168:17,18	176:1,6,7	174:7 182:20
361:19	201:19,19	171:5 192:4	willing	196:20
363:25	209:23	205:19	167:23	197:8
ways	214:13	211:8	245:15	328:14
164:18	231:25	240:21	335:7	360:23



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

women	343:17	worried	243:15	286:16
176:12,21	worked	201:23	248:11	292:25
177:5,19	171:22	204:13	249:23	299:1 311:6
178:4,10	183:17	worry	271:25	314:1,9,10
198:4,12,16	197:13	177:25	272:24	331:2,4
256:10,21	215:23	worth	277:21	341:23
257:25	258:5 338:7	202:8 207:3	279:19	342:5
Women's	338:7	219:6 247:6	280:12,14	348:15
258:13	worker	247:10	283:14	349:5 353:6
wonderful	237:16	271:13	294:10,11	361:8,9,12
191:2 214:16	270:13	279:23	306:23,23	364:19
wondering	275:16,17	283:9	312:16,17	year's
166:5 222:23	281:8 285:7	wouldn't	313:20	283:10,11
Woodrow	286:3,8,25	195:14	318:15	yesterday
363:3	288:21	247:23,23	336:16,20	258:15
Woods	314:24	248:2	337:17	yield
162:13	316:5,13	275:14	356:5,5,24	348:17
273:14,19	workers	299:24	359:10,13	young
273:23,25	183:21	300:22	361:4	172:4 238:13
276:20	237:23	308:22	year	
277:1	252:7 253:1	317:24	171:22 172:5	Z
word	257:5 268:2	350:13,16	177:10	zero
185:11	268:2,15	write	195:20	362:18,18
203:18	270:10,16	190:1	226:13	
231:20	286:7,13	writing	233:18,18	\$
326:6	287:1,7,14	363:4,6,10	233:19,20	\$1.6
334:19	287:19	written	234:2	202:2 281:19
345:14	289:4	227:10	268:13	\$10
words	292:11,13	251:24	284:21	205:15
185:12	293:14	288:25	285:4	209:17
work	339:12	293:23	295:12	\$10,000
164:20	347:4	294:1	327:14	311:10,11
167:12,12	working	wrong	345:23	348:15
167:13	168:11	238:7 246:4	years	\$110,000
168:15	176:24	wrote	163:21 164:8	236:10
181:14	182:3	195:8	165:7 168:3	\$13
187:16	228:10		168:17	234:1
196:22	230:15	Y	169:3	\$138,000
204:6 207:7	232:8	yeah	172:14,25	236:24
208:3 211:3	250:23	200:25 201:2	176:23	\$150,000
211:7	259:2 260:3	201:22	186:8	203:5
213:19	271:1	202:14	211:10	\$2
215:21	297:11	203:6,23	219:7	188:19 207:3
256:15	works	204:11	235:14,19	207:16
293:10	170:2 199:5	214:6	250:11	235:22
301:9,10	269:12	226:11	252:13,16	252:6 279:2
308:10	world	230:14,25	254:4 257:3	282:1
342:1 343:5	165:2 236:4	240:10	284:21	296:20



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

321:2,3	<u>1</u>	367:1	16.9	2
\$2.5	1	12.6	252:12	201:8 208:18
278:6	161:5 163:1	306:22,22	162	260:1 282:5
\$200	168:13	12/31/12	258:1	2nd
295:22	290:2	367:6	163	260:1
\$227	291:12,13	13	162:2	2.1
295:23	291:13	173:20	166	299:6
\$24,000	296:10	233:24	162:2	2.3
190:10,12,15	366:8	235:18	171	281:14 298:1
201:8	1D	306:19,21	162:3,3	2.5
208:25	198:13	319:3	172	278:4 284:12
\$3.5	1st	13.072	162:4	2.8
188:25	177:9 297:13	348:6	176	207:25
233:20	297:20	14	162:4	289:21
\$300,000	298:17	163:15	179	297:10
203:4,4	1,692	166:18	162:5	20
283:9	261:18	176:10,14	18	172:14
\$37	1-point	179:23	180:17 273:4	252:16
296:12	203:10	180:5 181:7	181	257:3
\$47	1.3	184:6	162:5	304:23
296:3	281:24 298:9	186:21,24	184	361:12
\$50	1.4	193:2	162:6	20th
271:14	320:2	194:24	186	279:22
\$500,000	1.5	197:3 198:5	162:6	200
208:21	208:23	200:17	19	162:9
\$55	1.6	201:13	318:25	2000
235:19	203:10	210:8	1915	215:22
\$576,800	1.8	215:10	361:8 362:15	297:19
236:12	280:3	229:6	362:17	367:8
\$600,000	10	251:14,21	193	2002
291:1	206:14	254:1	162:7	189:3 268:13
\$7	10,995	256:12	194	277:24
285:5	258:2	259:21	162:7	323:18,19
\$700,000	10-year	267:3	1960s	325:4 326:3
236:7	314:5	273:18	185:14	335:3
\$750,000	100	277:5 302:2	1967	2005
203:3 280:1	361:8 364:19	302:11	185:2	216:15
\$773,000	367:8	316:23	197	227:23,24
206:6	11	341:8 356:2	162:8	321:11
\$842,000	206:14	356:8	1975	2006
206:3	11,2011	365:15,16	197:12	215:22,24
\$9.5	161:15	14th	198	234:17
281:7	12	366:10,18	162:8	266:16
	299:15	15	1990	278:2 281:8
<u>0</u>	306:19	176:17	307:20	282:17
0.5	339:16	184:12		290:2,5
364:10	12th	15,000	<u>2</u>	291:13,13
		278:19		291:18



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

297:13, 20	210	3	366	217:7
298:23	162:9	3	162:17	219:13, 23
299:23	215	190:8 357:6	38	222:3, 18, 24
303:21, 23	162:10	3rd	331:2	279:23
304:6	22	258:12	4	342:18
323:15	233:23	3.9		350:25
2007	228	298:16	4	5, 552
274:18	162:10	30	169:19	180:14
2008	23	165:6 246:10	171:16	5, 562
211:14 249:2	278:18	254:3	172:23	180:17
253:4	339:17	279:24	235:16	5.2
268:17	24	319:24	291:15	297:10 299:5
2009	339:20	320:3, 5, 14	297:23	5.6
198:15 236:8	25	30th	4.2	281:12, 17
267:16	172:14	303:16	320:7	50th
278:23	185:22	30-minute	4.5	178:8
2010	232:15	286:15 295:2	233:22	512
171:22 178:9	252:25	30-some	4.6	366:11, 19
180:13	331:4	166:12	281:15 299:8	367:9
212:8	339:18	300	4:00	55
235:11	251	211:20	182:24	252:23
260:1 278:5	162:11	31st	40-plus	
280:3	253	297:14, 20	186:8	6
281:20	162:11	298:17	40-year	6
297:14, 20	256	316	185:22	233:21
317:19	162:12	162:14	400,000	6.4
2010-11	259	32	362:24	281:23
348:8	162:12	255:7	4136	6.9
2011	26	32,000	367:6	235:13
161:5 258:12	261:12	253:6, 7, 7	42	60
317:19	267	323	261:8 279:24	317:21 353:6
366:9	162:13	162:15	42,000	60s
2012	27,801	328-5557	253:5	185:25
177:9 201:8	261:11	367:9	43	600
212:23	271	33	296:13	290:25
284:11, 12	261:12	168:6	46	600,000
285:4, 18	273	330036RH	279:24	289:12 291:3
293:1	162:13	367:11	47,689,052	303:24
306:11	277	34	317:22	600,000-p...
317:22	162:14	261:16	47,890,758	305:25
366:17	283	34,000	317:20	609,000
367:2	367:7	298:15	475-4163	263:20
2013	289	303:21	366:11, 19	62
317:21, 22	326:3 335:3	34,506	5	169:7, 8
209	294,000	291:14	5	622
366:10, 18	298:6	340	216:10, 21	261:18
21		162:15		63
317:12, 14, 22				



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

169:8	161:2 357:5			
63.010	366:7			
316:3	85			
65	361:22,23			
185:8 186:12	86			
655,000	261:9			
299:16	890			
656,690	258:15			
317:21				
690,000	9			
266:15 297:8	9,332			
299:12,17	261:7			
300:2	90			
698,087	170:9 320:6			
299:12	350:20			
	90-plus			
7	176:23			
7	905,859			
279:23	261:15			
70	95			
169:3,9,24	350:21			
170:4,7,9	99.82			
177:5,8,10	180:18			
247:4				
292:25				
306:11,11				
307:1				
346:19				
72				
339:16				
75				
252:22,24				
78701				
366:11,19				
367:8				
8				
8				
298:16				
8th				
366:10,18				
80				
170:9 171:6				
296:1				
80s				
295:3 307:20				
82nd				



ESQUIRE
DEPOSITION SOLUTIONS

Toll Free: 800.211.DEPO
Facsimile: 512.328.8139

Suite 220
3101 Bee Caves Road
Austin, TX 78746
www.esquiresolutions.com

The House Committee on Voter Identification & Voter Fraud, Select

82nd Legislature

March 7, 2011

During reading and referral of bills

3W.9

Pursuant to an announcement from the house floor and permission to meet during the reading and referral of bills on March 7, 2011, the House Committee on Voter Identification & Voter Fraud, Select met in a formal meeting and was called to order by the chair, Representative Bonnen, at 2:10 p.m.

The initial quorum call was answered as follows: Representatives Bonnen; Veasey; Aliseda; Harless; Hilderbran; Hochberg; and Taylor, Larry.

A quorum was present.

House Committee on Voter Identification & Voter Fraud, Select

3/7/2011

SB 14

The chair laid out SB 14.

Representative Harless offered a complete committee substitute.

The chair recognized Representative Harless to explain CSSB 14.

The committee substitute was adopted without objection.

Representative Hilderbran moved that SB 14, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Bonnen; Aliseda; Harless; Hilderbran; Taylor, Larry (5).

Nays: Representatives Veasey; Hochberg (2).

Present, Not Voting: None (0).

Absent: Representatives Gutierrez; Pena (2).

At 2:15 p.m., on the motion of the chair and without objection, the meeting was adjourned subject to the call of the chair.

Rep. Bonnen, Chair

Steven Schar, Clerk

HOUSE OF REPRESENTATIVES
NOTICE OF FORMAL MEETING

COMMITTEE: Voter Identification & Voter Fraud, Select

TIME & DATE: During reading and referral of bills
Monday, March 07, 2011

PLACE: 3W.9

CHAIR: Rep. Dennis Bonnen

The committee will met to consider pending business.

Notice of this meeting was announced from the house floor.

The House Committee on Voter Identification & Voter Fraud, Select

82nd Legislature

March 15, 2011

1:45 p.m.

E1.014

Pursuant to a notice posted on March 15, 2011, the House Committee on Voter Identification & Voter Fraud, Select met in a formal meeting and was called to order by the chair, Representative Bonnen, at 1:45 p.m.

The initial quorum call was answered as follows: Representatives Bonnen; Veasey; Aliseda; Harless; Hilderbran; Hochberg; and Pena.

A quorum was present.

House Committee on Voter Identification & Voter Fraud, Select

3/15/2011

Representative Hilderbran moved that the March 1, 2011 minutes for the House Committee on Voter Identification & Voter Fraud, Select be corrected. The corrected minutes were authorized without objection.

At 1:52 p.m., on the motion of the chair and without objection, the meeting was adjourned subject to the call of the chair.

Rep. Bonnen, Chair

Steven Schar, Clerk

HOUSE OF REPRESENTATIVES

NOTICE OF FORMAL MEETING

COMMITTEE: Voter Identification & Voter Fraud, Select

TIME & DATE: 1:45 PM, Tuesday, March 15, 2011

PLACE: E1.014

CHAIR: Rep. Dennis Bonnen

The committee will meet to take up pending business.

82R11733 JRJ-D

By: Fraser, Birdwell, Carona, Deuell, Duncan, et al.

S.B. No. 14

et al.

(Harless, Taylor of Galveston, Pena, Truitt,

A BILL TO BE ENTITLED
AN ACT

relating to requirements to vote, including presenting proof of identification; providing criminal penalties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 13.002, Election Code, is amended by adding Subsection (i) to read as follows:

(i) An applicant who wishes to receive an exemption from the requirements of Section 63.001(b) on the basis of disability must include with the person's application:

(1) written documentation:

(A) from the United States Social Security Administration evidencing the applicant has been determined to have a disability; or

(B) from the United States Department of Veterans Affairs evidencing the applicant has a disability rating of at least 50 percent; and

(2) a statement in a form prescribed by the secretary of state that the applicant does not have a form of identification acceptable under Section 63.0101.

SECTION 2. Section 15.001, Election Code, is amended by adding Subsection (c) to read as follows:

(c) A certificate issued to a voter who meets the certification requirements of Section 13.002(i) must contain an indication that the voter is exempt from the requirement to present identification other than the registration certificate before being accepted for voting.

SECTION 3. Effective September 1, 2011, Subchapter A, Chapter 15, Election Code, is amended by adding Section 15.005 to read as follows:

Sec. 15.005. NOTICE OF IDENTIFICATION REQUIREMENTS.

(a) The voter registrar of each county shall provide notice of the identification requirements for voting prescribed by Chapter 63 and a detailed description of those requirements with each voter registration certificate issued under Section 13.142 or renewal registration certificate issued under Section 14.001.

(b) The secretary of state shall prescribe the wording of the notice to be included on the certificate under this section.

SECTION 4. Section 15.022(a), Election Code, is amended to read as follows:

(a) The registrar shall make the appropriate corrections in the registration records, including, if necessary, deleting a voter's name from the suspense list:

(1) after receipt of a notice of a change in registration information under Section 15.021;

(2) after receipt of a voter's reply to a notice of investigation given under Section 16.033;

(3) after receipt of a registration omissions list and

any affidavits executed under Section 63.006 [~~63.007~~], following an election;

(4) after receipt of a voter's statement of residence executed under Section 63.0011;

(5) before the effective date of the abolishment of a county election precinct or a change in its boundary;

(6) after receipt of United States Postal Service information indicating an address reclassification;

(7) after receipt of a voter's response under Section 15.053; or

(8) after receipt of a registration application or change of address under Chapter 20.

SECTION 5. Effective September 1, 2011, Subchapter A, Chapter 31, Election Code, is amended by adding Section 31.012 to read as follows:

Sec. 31.012. VOTER IDENTIFICATION EDUCATION. (a) The secretary of state and the voter registrar of each county that maintains a website shall provide notice of the identification requirements for voting prescribed by Chapter 63 on each entity's respective website in each language in which voter registration materials are available. The secretary of state shall prescribe the wording of the notice to be included on the websites.

(b) The secretary of state shall conduct a statewide effort to educate voters regarding the identification requirements for voting prescribed by Chapter 63.

(c) The county clerk of each county shall post in a prominent location at the clerk's office a physical copy of the notice prescribed under Subsection (a) in each language in which voter registration materials are available.

SECTION 6. Effective September 1, 2011, Section 32.111, Election Code, is amended by adding Subsection (c) to read as follows:

(c) The training standards adopted under Subsection (a) must include provisions on the acceptance and handling of the identification presented by a voter to an election officer under Section 63.001.

SECTION 7. Effective September 1, 2011, Section 32.114(a), Election Code, is amended to read as follows:

(a) The county clerk shall provide one or more sessions of training using the standardized training program and materials developed and provided by the secretary of state under Section 32.111 for the election judges and clerks appointed to serve in elections ordered by the governor or a county authority. Each election judge shall complete the training program. Each election clerk shall complete the part of the training program relating to the acceptance and handling of the identification presented by a voter to an election officer under Section 63.001.

SECTION 8. Chapter 62, Election Code, is amended by adding Section 62.016 to read as follows:

Sec. 62.016. NOTICE OF ACCEPTABLE IDENTIFICATION OUTSIDE POLLING PLACES. The presiding judge shall post in a prominent place on the outside of each polling location a list of the acceptable forms of identification. The list must be printed using a font that is at least 24-point. The notice required under this section must be posted separately from any other notice required by state or federal law.

SECTION 9. Section 63.001, Election Code, is amended by

amending Subsections (b), (c), (d), and (f) and adding Subsections (g) and (h) to read as follows:

(b) Except as provided by Subsection (h), on [On] offering to vote, a voter must present to an election officer at the polling place one form of identification described by Section 63.0101 ~~[the voter's voter registration certificate to an election officer at the polling place].~~

(c) On presentation of the documentation required under Subsection (b) [a registration certificate], an election officer shall determine whether the voter's name on the documentation [registration certificate] is on the list of registered voters for the precinct. If in making a determination under this subsection the election officer determines that the voter's name on the documentation is substantially similar to but does not match exactly with the name on the list, the voter shall be accepted for voting under Subsection (d) if the voter submits an affidavit stating that the voter is the person on the list of registered voters.

(d) If, as determined under Subsection (c), the voter's name is on the precinct list of registered voters and the voter's identity can be verified from the documentation presented under Subsection (b), the voter shall be accepted for voting.

(f) After determining whether to accept a voter, an election officer shall return the voter's documentation [registration certificate] to the voter.

(g) If the requirements for identification prescribed by Subsection (b) are not met, the voter may be accepted for provisional voting only under Section 63.011. For a voter who is not accepted for voting under this section, an election officer shall:

(1) inform the voter of the voter's right to cast a provisional ballot under Section 63.011; and

(2) provide the voter with written information, in a form prescribed by the secretary of state, that:

(A) lists the requirements for identification;

(B) states the procedure for presenting identification under Section 65.0541;

(C) includes a map showing the location where identification must be presented; and

(D) includes notice that even if all procedures are followed, there is no guarantee that the voter's provisional ballot will be accepted.

(h) The requirements for identification prescribed by Subsection (b) do not apply to a voter who presents the voter's voter registration certificate on offering to vote and:

(1) was 70 years of age or older on January 1, 2012, as indicated by the date of birth on the voter's voter registration certificate; or

(2) is disabled and the voter's voter registration certificate contains the indication described by Section 15.001(c).

SECTION 10. Section 63.0011(a), Election Code, is amended to read as follows:

(a) Before a voter may be accepted for voting, an election officer shall ask the voter if the voter's residence address on the precinct list of registered voters is current and whether the voter has changed residence within the county. If the voter's address is

omitted from the precinct list under Section 18.005(c), the officer shall ask the voter if the voter's residence, if ~~as~~ listed, on identification presented by the voter under Section 63.001(b) ~~[the voter's voter registration certificate]~~ is current and whether the voter has changed residence within the county.

SECTION 11. Effective September 1, 2011, Chapter 63, Election Code, is amended by adding Section 63.0012 to read as follows:

Sec. 63.0012. NOTICE OF IDENTIFICATION REQUIREMENTS TO CERTAIN VOTERS. (a) An election officer shall distribute written notice of the identification that will be required for voting beginning with elections held after January 1, 2012, and information on obtaining identification without a fee under Section 521.422, Transportation Code, to each voter who, when offering to vote, presents a form of identification that will not be sufficient for acceptance as a voter under this chapter beginning with those elections.

(b) The secretary of state shall prescribe the wording of the notice and establish guidelines for distributing the notice.

(c) This section expires September 1, 2017.

SECTION 12. Section 63.006, Election Code, is amended to read as follows:

Sec. 63.006. VOTER WITH REQUIRED DOCUMENTATION ~~[CORRECT CERTIFICATE]~~ WHO IS NOT ON LIST. (a) A voter who, when offering to vote, presents the documentation required under Section 63.001(b) ~~[a voter registration certificate indicating that the voter is currently registered in the precinct in which the voter is offering to vote,]~~ but whose name is not on the precinct list of registered voters~~[,]~~ shall be accepted for voting if the voter also presents a voter registration certificate indicating that the voter is currently registered:

(1) in the precinct in which the voter is offering to vote; or

(2) in a different precinct in the same county as the precinct in which the voter is offering to vote and the voter executes an affidavit stating that the voter:

(A) is a resident of the precinct in which the voter is offering to vote or is otherwise entitled by law to vote in that precinct;

(B) was a resident of the precinct in which the voter is offering to vote at the time the information on the voter's residence address was last provided to the voter registrar;

(C) did not deliberately provide false information to secure registration in a precinct in which the voter does not reside; and

(D) is voting only once in the election.

(b) After the voter is accepted, an election officer shall:

(1) indicate beside the voter's name on the poll list that the voter was accepted under this section; and

(2) enter the voter's name on the registration omissions list.

SECTION 13. Section 63.009, Election Code, is amended to read as follows:

Sec. 63.009. VOTER WITHOUT CERTIFICATE WHO IS NOT ON LIST. ~~A [(a) Except as provided by Subsection (b), a]~~ voter who does not present a voter registration certificate when offering to vote, and whose name is not on the list of registered voters for the precinct

in which the voter is offering to vote, shall be accepted for provisional voting if the voter executes an affidavit in accordance with Section 63.011.

~~[(b) If an election officer can determine from the voter registrar that the person is a registered voter of the county and the person presents proof of identification, the affidavits required by Sections 63.007 and 63.008 are substituted for the affidavit required by Section 63.011 in complying with that section. After the voter is accepted under this subsection, an election officer shall also indicate beside the voter's name on the poll list that the voter was accepted under this section.]~~

SECTION 14. Section 63.0101, Election Code, is amended to read as follows:

Sec. 63.0101. DOCUMENTATION OF PROOF OF IDENTIFICATION. The following documentation is an acceptable form ~~[as proof]~~ of photo identification under this chapter:

(1) a driver's license or personal identification card issued to the person by the Department of Public Safety that has not ~~[or a similar document issued to the person by an agency of another state, regardless of whether the license or card has]~~ expired or that expired no earlier than 60 days before the date of presentation;

(2) a United States military identification card that contains the person's photograph that has not expired or that expired no earlier than 60 days before the date of presentation ~~[form of identification containing the person's photograph that establishes the person's identity];~~

(3) a ~~[birth certificate or other document confirming birth that is admissible in a court of law and establishes the person's identity;~~

~~[(4)]~~ United States citizenship certificate ~~[papers]~~ issued to the person that contains the person's photograph;

(4) ~~[(5)]~~ a United States passport issued to the person that has not expired or that expired no earlier than 60 days before the date of presentation; or

(5) a license to carry a concealed handgun issued to the person by the Department of Public Safety that has not expired or that expired no earlier than 60 days before the date of presentation

~~[(6) official mail addressed to the person by name from a governmental entity;~~

~~[(7) a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter; or~~

~~[(8) any other form of identification prescribed by the secretary of state].~~

SECTION 15. Section 63.011, Election Code, is amended by amending Subsections (a) and (b) and adding Subsection (b-1) to read as follows:

(a) A person to whom Section 63.001(g) ~~[63.008(b)]~~ or 63.009 ~~[63.009(a)]~~ applies may cast a provisional ballot if the person executes an affidavit stating that the person:

(1) is a registered voter in the precinct in which the person seeks to vote; and

(2) is eligible to vote in the election.

(b) A form for an affidavit required by this section must ~~[shall]~~ be printed on an envelope in which the provisional ballot

voted by the person may be placed and must include:

(1) a space for entering the identification number of the provisional ballot voted by the person; and

(2) a space for an election officer to indicate whether the person presented a form of identification described by Section 63.0101.

(b-1) The affidavit form may include space for disclosure of any necessary information to enable the person to register to vote under Chapter 13. The secretary of state shall prescribe the form of the affidavit under this section.

SECTION 16. Section 64.012(b), Election Code, is amended to read as follows:

(b) An offense under this section is a felony of the second [third] degree unless the person is convicted of an attempt. In that case, the offense is a state jail felony [Class A misdemeanor].

SECTION 17. Section 65.054, Election Code, is amended by amending Subsection (b) and adding Subsection (e) to read as follows:

(b) A provisional ballot shall [may] be accepted [only] if the board determines that:

(1) [r] from the information in the affidavit or contained in public records, the person is eligible to vote in the election and has not previously voted in that election; and

(2) the person:

(A) meets the identification requirements of Section 63.001(b) at the time the ballot was cast or in the period prescribed under Section 65.0541; or

(B) executes an affidavit under penalty of perjury stating that:

(i) the voter:

(a) is indigent and is unable to obtain proof of identification without the payment of a fee; or

(b) has a religious objection to being photographed; and

(ii) the voter has not been challenged and voted a provisional ballot solely because the voter did not meet the requirements for identification prescribed by Section 63.001(b).

(e) In this section, "indigent" has the meaning assigned by Section 51.941(e), Government Code.

SECTION 18. Subchapter B, Chapter 65, Election Code, is amended by adding Section 65.0541 to read as follows:

Sec. 65.0541. PRESENTATION OF IDENTIFICATION FOR CERTAIN PROVISIONAL BALLOTS. (a) A voter who is accepted for provisional voting under Section 63.011 because the voter does not meet the identification requirements of Section 63.001(b) may, not later than the sixth day after the date of the election:

(1) present a form of identification described by Section 63.0101 to the voter registrar for examination; or

(2) execute an affidavit described by Section 65.054(b) (2) (B) in the presence of the voter registrar.

(b) The secretary of state shall prescribe procedures as necessary to implement this section.

SECTION 19. Section 66.0241, Election Code, is amended to read as follows:

Sec. 66.0241. CONTENTS OF ENVELOPE NO. 4. Envelope no. 4 must contain:

(1) the precinct list of registered voters;

(2) the registration correction list;
(3) the registration omissions list;
(4) any statements of residence executed under Section 63.0011; and

(5) any affidavits executed under Section 63.006 [~~63.007~~] or 63.011.

SECTION 20. Section 521.422, Transportation Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) Except as provided by Subsection (d), the [The] fee for a personal identification certificate is:

(1) \$15 for a person under 60 years of age;
(2) \$5 for a person 60 years of age or older; and
(3) \$20 for a person subject to the registration requirements under Chapter 62, Code of Criminal Procedure.

(d) The department may not collect a fee for a personal identification certificate issued to a person who states that the person is obtaining the personal identification certificate for the purpose of satisfying Section 63.001(b), Election Code, and does not have another form of identification described by Section 63.0101, Election Code, and:

(1) who is a registered voter in this state and presents a valid voter registration certificate; or

(2) who is eligible for registration under Section 13.001, Election Code, and submits a registration application to the department.

SECTION 21. Sections 63.007 and 63.008, Election Code, are repealed.

SECTION 22. Effective September 1, 2011:

(1) as soon as practicable, the secretary of state shall adopt the training standards and develop the training materials required to implement the change in law made by this Act to Section 32.111, Election Code; and

(2) as soon as practicable, the county clerk of each county shall provide a session of training under Section 32.114, Election Code, using the standards adopted and materials developed to implement the change in law made by this Act to Section 32.111, Election Code.

SECTION 23. The change in law made by this Act in amending Section 64.012(b), Election Code, applies only to an offense committed on or after January 1, 2012. An offense committed before January 1, 2012, is covered by the law in effect when the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense is committed before January 1, 2012, if any element of the offense occurs before that date.

SECTION 24. Effective September 1, 2011, state funds disbursed under Chapter 19, Election Code, for the purpose of defraying expenses of the voter registrar's office in connection with voter registration may also be used for additional expenses related to coordinating voter registration drives or other activities designed to expand voter registration. This section expires January 1, 2013.

SECTION 25. Except as otherwise provided by this Act, this Act takes effect January 1, 2012.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION
Revision 1

March 21, 2011

TO: Honorable Dennis Bonnen, Chair, House Committee on Voter Identification & Voter Fraud, Select

FROM: John S O'Brien, Director, Legislative Budget Board

IN RE: SB14 by Fraser (Relating to requirements to vote, including presenting proof of identification; providing criminal penalties.), **Committee Report 2nd House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for SB14, Committee Report 2nd House, Substituted: a negative impact of (\$2,024,000) through the biennium ending August 31, 2013.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2012	(\$2,024,000)
2013	\$0
2014	\$0
2015	\$0
2016	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from General Revenue Fund 1
2012	(\$2,024,000)
2013	\$0
2014	\$0
2015	\$0
2016	\$0

Fiscal Analysis

The bill would exempt certain disabled voters from presenting additional identification for voting, other than the voter registration certificate, if the voter submits written document from the United States Social Security Administration evidencing the applicant has a disability or the Department of Veterans Affairs evidencing the applicant has a disability rating of at least 50 percent along with a statement that the applicant does not have an acceptable form of identification. The bill would also require voter registration certificates to contain an indication that the disabled voter is exempted from presenting additional identification, other than the voter registration certificate, before being accepted for voting.

The bill would require the voter registrar of each county to provide a notice of identification requirements for voting with each initial voter registration certificate or renewal registration certificate issued. The Secretary of

State (SOS) and the voter registrar of each county that maintains a website would be required to post on their websites, in each language in which voter registration materials are available, a notice of the identification requirements, and county clerks would be required to post a physical copy in each language voter registration materials are available. SOS would be required to prescribe the wording of these notices. SOS would also be required to establish a statewide effort to educate voters regarding the identification requirements for voting.

The bill would require training standards to include instructions on the acceptance and handling of the identification presented by a voter to an election officer and each election clerk would be required to complete this training.

The presiding judge at each polling place would be required to post in a prominent location outside of the location a list of the acceptable forms of identification and the list would have to be separate from any other notices. The Secretary of State would be required to prescribe the wording for written notifications of the identification requirements for voting beginning with elections held after January 1, 2012 and election officers would be required to provide this written notification of voting identification requirements to voters who do not meet identification requirements. This section would expire September 1, 2017.

The Secretary of State would be required to prescribe procedures for voters who provisionally vote without proper identification to present proof of identification to the voter registrar not later than the sixth day after the date of the election.

The Department of Public Safety (DPS) would be prohibited from collecting a fee for a personal identification certificate issued to a person who states that they are obtaining the personal identification certificate to meet voting identification requirements and does not have another form of acceptable identification and that person meets certain other voter registration criteria.

The bill would change an offense under this section after January 1, 2012 to a second degree felony from a third degree felony unless the person is convicted of an attempt, in which case, the offense would be a state jail felony instead of a Class A misdemeanor.

The bill would repeal Sections 63.007 and 63.008 of the Election Code related to voters with incorrect certificates who are not on the voter list and voters without certificates who are not on the voter list.

The Secretary of State (SOS) would be required to adopt the training standards and to develop training materials as soon as practicable after September 1, 2011. Each county clerk would be required to provide a session of training using the standards adopted by and the materials developed by SOS as soon as practicable as well.

The bill would expand the uses of state funds disbursed under Chapter 19 of the Election Code to include additional expenses related to coordinating voter registration drives or other activities designed to expand voter registration. This section would expire January 1, 2013.

Sections 3, 5, 6, 7, 11, 22, and 24 pertaining to providing notice of voter identification requirements, providing voter identification training, providing voter education to the public, and expanding the uses of voter registration funds would be effective September 1, 2011. The remainder of the bill would be effective January 1, 2012.

Methodology

The fiscal impact of the bill excluding technology costs is estimated to be \$2,000,000 million for fiscal year 2012 out of the General Revenue Fund. The estimate includes \$0.5 million to research and develop ways to inform the public of the new identification requirements. Additional costs are estimated to be \$1.5 million for media advertisements: television (\$750,000), radio (\$300,000), print (\$300,000), and internet (\$150,000). The Secretary of State indicates that federal funds associated with the Help America Vote Act (HAVA) may be available for use but the agency would first need to verify this with the federal government.

The Secretary of State would also be required to prescribe the wording for voter identification requirement notifications in each language voter registration materials are available and develop training materials on voter identification requirements. It is assumed that any fiscal implication associated with these responsibilities could be absorbed within existing resources.

The fiscal impact of expanding the uses of funds disbursed under Chapter 19 of the Election Code to include coordinating voter registration drives or other activities designed to expand voter registration is unknown because it is not known how many voter registration drives or other activities designed to expand voter

registration would occur.

The fiscal impact of the revenue loss from the prohibition of DPS to collect a fee for a personal identification certificate issued to a person seeking the certificate for the purpose of voting is unknown because it is not known how many people would make a request for a personal identification certificate for voting.

Technology

The technology fiscal impact of the bill is estimated to be \$24,000 for programming costs associated with creating an indicator on voter registration certificates for voters with certain disabilities. The notification would inform election officers at polling places that voters with certain disabilities are exempted from presenting additional identification other than the voter registration certificate. The Secretary of State indicates that federal funds associated with the Help America Vote Act (HAVA) may be available for use but the agency would first need to verify this with the federal government.

Local Government Impact

The bill would require counties to notify registered voters of changes online if the county maintains a website, at polling locations, and included with voter registration certificates. Election clerks would be required to undergo training regarding accepted forms of voter identification.

According to Texas Association of Counties (TAC), Tarrant County anticipated a one-time cost to reprint provisional balloting materials and provide new notices (\$8,000); Bexar County stated that due to limited space on current registration certificates, larger cards would be necessary resulting in additional costs for cards, printing and postage (\$381,256); however, Comal County reported the costs associated with the provisions of the bill could be absorbed within existing resources.

Source Agencies: 307 Secretary of State, 405 Department of Public Safety

LBB Staff: JOB, JT, MS, BTA, SD, KKR

BILL ANALYSIS

C.S.S.B. 14
By: Fraser
Voter Identification & Voter Fraud, Select
Committee Report (Substituted)

BACKGROUND AND PURPOSE

Ensuring the integrity of the election process by allowing registered voters to vote and preventing ineligible voters from voting is one goal of the Texas election process. Using the voter registration certificate as a way for the voter to indicate, when offering to vote, that the voter is registered is a step forward toward ensuring the integrity of this process. However, relying on this method may provide opportunities for voter fraud as the voter registration certificate does not necessarily verify the identity of the person presenting the certificate. Options are limited for an election judge who, on being presented a voter registration certificate for voting, suspects the voter is not the person identified on the certificate. C.S.S.B. 14 attempts to further ensure the integrity of the election process by addressing requirements to vote, including presenting a form of photo identification.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.S.B. 14 amends the Election Code to require a voter, on offering to vote, to present to an election officer at the polling place one acceptable form of photo identification. The bill, in a provision establishing the regular procedure for accepting a voter, removes language relating to the requirement that the voter present the voter's voter registration certificate. The bill makes related conforming changes. The bill includes in the requirement to accept for voting a voter whose name is on the precinct list of registered voters that the voter's identity can be verified from the required form of documentation presented.

C.S.S.B. 14 establishes the following documentation as acceptable forms of photo identification for voting:

- a driver's license or personal identification card issued to the person by the Department of Public Safety (DPS) that has not expired or that expired no earlier than 60 days before the date of presentation;
- a United States military identification card that contains the person's photograph that has not expired or that expired no earlier than 60 days before the date of presentation;
- a United States citizenship certificate issued to the person that contains the person's photograph;
- a United States passport issued to the person that has not expired or that expired no earlier than 60 days before the date of presentation; or
- a license to carry a concealed handgun issued to the person by DPS that has not expired or that expired no earlier than 60 days before the date of presentation.

82R 14074
Substitute Document Number: 82R 11733

11.80.717

C.S.S.B. 14 removes the following documentation as acceptable proof of identification for voting:

- a driver's license or personal identification card issued to the person by DPS with no condition regarding its expiration;
- a document similar to a driver's license or personal identification card issued to the person by an agency of another state with no condition regarding its expiration;
- an unspecified form of identification containing the person's photograph that establishes the person's identity;
- a birth certificate or other document confirming birth that is admissible in a court of law and establishes the person's identity;
- unspecified United States citizenship papers issued to the person with no condition regarding the person's photograph;
- official mail addressed to the person by name from a governmental entity;
- a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter; or
- any other form of identification prescribed by the secretary of state.

C.S.S.B. 14 requires an applicant for voter registration who wishes to receive an exemption from certain voter identification requirements on the basis of disability to include with the person's application written documentation from the United States Social Security Administration evidencing the applicant has been determined to have a disability or from the United States Department of Veterans Affairs evidencing the applicant has a disability rating of at least 50 percent, and a statement in a form prescribed by the secretary of state that the applicant does not have an acceptable form of identification. The bill requires a voter registration certificate issued to a voter who meets the certification requirements for a disability exemption to contain an indication that the voter is exempt from the requirement to present identification other than the registration certificate before being accepted for voting.

C.S.S.B. 14 makes voter identification requirements inapplicable to a voter who presents the voter's voter registration certificate on offering to vote and was 70 years of age or older on January 1, 2012, as indicated by the date of birth on the certificate, or is disabled and the certificate contains the indication that the voter is exempt from voter identification requirements on the basis of disability.

C.S.S.B. 14 establishes that a voter who, when offering to vote, presents the required identification documentation but whose name is not on the precinct list of registered voters must be accepted for voting if the voter also presents a voter registration certificate indicating that the voter is currently registered in the precinct in which the voter is offering to vote or in a different precinct in the same county as the precinct in which the voter is offering to vote and the voter executes an affidavit. The bill requires the affidavit to state that the voter is a resident of the precinct in which the voter is offering to vote or is otherwise entitled by law to vote in that precinct, was a resident of the precinct in which the voter is offering to vote at the time the information on the voter's residence address was last provided to the voter registrar, did not deliberately provide false information to secure registration in a precinct in which the voter does not reside, and is voting only once in the election. The bill includes entering the voter's name on the registration omissions list among the actions an election officer is required to perform after the voter is accepted.

C.S.S.B. 14 requires a voter to be accepted for voting if the election officer, in making a

determination of whether the voter's name on the documentation is on the list of registered voters for the precinct, determines that the voter's name is substantially similar to but does not match exactly with the name on the precinct list of registered voters and the voter submits an affidavit stating that the voter is the person on the precinct list of registered voters.

C.S.S.B. 14 requires an election officer to inform a voter who is not accepted for voting because of failure to present the required identification of the voter's right to cast a provisional ballot and provide the voter with written information, in a form prescribed by the secretary of state, that lists the requirements for identification; states the procedure for presenting identification; includes a map showing the location where identification must be presented; and includes notice that even if all procedures are followed, there is no guarantee that the voter's provisional ballot will be accepted. The bill includes in the required spaces on the form of the affidavit for casting a provisional ballot a space for an election officer to indicate whether the person presented an acceptable form of photo identification and makes conforming and nonsubstantive changes.

C.S.S.B. 14 authorizes a voter who is accepted for provisional voting because the voter does not meet the identification requirements, to present, not later than the sixth day after the date of the election, the required form of identification to the voter registrar for examination or execute in the presence of the voter registrar an affidavit under penalty of perjury stating that the voter is indigent and is unable to obtain proof of identification without the payment of a fee or has a religious objection to being photographed and the voter has not been challenged and voted a provisional ballot solely because the voter did not meet the identification requirements. The bill requires the secretary of state to prescribe procedures as necessary to implement the identification and affidavit requirements for such a provisional ballot. The bill provides for the meaning of "indigent" by reference to the Government Code.

C.S.S.B. 14 adds as a requirement for a provisional ballot to be accepted by the early voting ballot board the board's determination that the person meets the voter identification requirements at the time the ballot was cast or not later than the sixth day after the date of the election or executes an affidavit under penalty of perjury stating that the voter is indigent and is unable to obtain proof of identification without the payment of a fee or has a religious objection to being photographed and the voter has not been challenged and voted a provisional ballot solely because the voter did not meet the identification requirements .

C.S.S.B. 14 requires the voter registrar of each county to provide notice of the identification requirements for voting and a detailed description of those requirements with each original or renewal voter registration certificate issued and requires the secretary of state to prescribe the wording of that notice. The bill requires the secretary of state and the voter registrar of each county that maintains a website to provide notice of the identification requirements for voting on each entity's respective website in each language in which voter registration materials are available and requires the secretary of state to prescribe the wording of that notice. The bill requires the secretary of state to conduct a statewide effort to educate voters regarding the identification requirements for voting. The bill requires the county clerk of each county to post in a prominent location at the clerk's office a physical copy of the prescribed notice of the identification requirements for voting in each language in which voter registration materials are available. The bill requires the training standards adopted by the secretary of state for presiding or alternate election judges to include provisions on the acceptance and handling of the identification presented by a voter to an election officer and requires each election clerk to complete that part of the training program. The bill requires, as soon as practicable, that the secretary of state adopt the training standards and develop the training materials and the county clerk of each county provide a session of training using those standards and materials as required by the bill. The bill makes its provisions relating to notice by the registrar, education, and training regarding identification requirements for voting effective September 1, 2011.

C.S.S.B. 14 requires the presiding judge to post in a prominent place on the outside of each polling location a list of the acceptable forms of identification. The bill requires the list to be

printed using a font that is at least 24-point. The bill requires the notice of acceptable forms of identification to be posted separately from any other notice required by state or federal law.

C.S.S.B. 14 increases the penalty for an illegal voting offense from a third degree felony to a second degree felony and increases the penalty for an attempted illegal voting offense from a Class A misdemeanor to a state jail felony. The bill makes this change applicable only to an offense committed on or after January 1, 2012.

C.S.S.B. 14 amends the Transportation Code to prohibit DPS from collecting a fee for a personal identification certificate issued to a person who states that the person is obtaining the certificate for the purpose of satisfying the requirement for photographic identification for voting and does not have another form of the required identification if the person is a registered voter in Texas and presents a valid voter registration certificate or is eligible for voter registration and submits a voter registration application to DPS. The bill makes a related conforming change.

C.S.S.B. 14 amends the Election Code to add a temporary provision, effective September 1, 2011, and set to expire September 1, 2017, requiring an election officer to distribute written notice of the identification that will be required for voting beginning with elections held after January 1, 2012, and information on obtaining a personal identification certificate from DPS without a fee, as provided by the bill, to each voter who, when offering to vote, presents a form of identification that will not be sufficient for acceptance as a voter beginning with those elections. The bill requires the secretary of state to prescribe the wording of the notice and establish guidelines for its distribution.

C.S.S.B. 14 adds a temporary provision, effective September 1, 2011, and set to expire January 1, 2013, to establish that state funds disbursed for the purpose of defraying expenses of the voter registrar's office in connection with voter registration may also be used for additional expenses related to coordinating voter registration drives or to other activities designed to expand voter registration.

C.S.S.B. 14 repeals the following provisions of the Election Code:

- Section 63.007, relating to a voter with an incorrect certificate who is not on the precinct list of registered voters
- Section 63.008, relating to a voter without a certificate who is on the precinct list of registered voters

EFFECTIVE DATE

Except as otherwise provided, January 1, 2012.

COMPARISON OF ORIGINAL AND SUBSTITUTE

C.S.S.B. 14 differs from the original by requiring an applicant for voter registration who wishes to receive an exemption from the identification requirements for voting on the basis of disability to include with the person's application written documentation from the United States Social Security Administration evidencing the applicant has been determined to have a disability or from the United States Department of Veterans Affairs evidencing the applicant has a disability rating of at least 50 percent and a statement in a form prescribed by the secretary of state that the applicant does not have an acceptable form of identification, whereas the original requires the applicant to include a certification from a physician that the person has a disability as defined under provisions of the Labor Code.

C.S.S.B. 14 differs from the original by requiring a list of acceptable forms of identification to be printed using a font that is at least 24-point, whereas the original requires both a notice and list

relating to acceptable forms of identification to be printed using a font that is at least 24-point.

C.S.S.B. 14 differs from the original, in a provision requiring a voter to be accepted for voting if the voter's name is on the registered voters precinct list and the voter's identity can be verified from the presentation of a required form of identification, by specifying that the acceptance of the voter for voting is based on a determination by the election officer.

C.S.S.B. 14 differs from the original, in a provision requiring a voter whose name is not on the registered voters precinct list to be accepted for voting if, among other conditions, the voter presents a voter registration certificate indicating current registration in a precinct other than the one in which the voter is offering to vote, by specifying that the different precinct to which the provision applies is a precinct in the same county as the precinct in which the voter is offering to vote. The substitute differs from the original by requiring the election officer, after accepting the voter for voting, to enter the voter's name on the registration omissions list, whereas the original requires entry of the precinct of the voter's registration as indicated by the voter's registration certificate.

C.S.S.B. 14 adds a condition not in the original for the acceptance of a concealed handgun license as a form of photographic identification for the purpose of voting that the license has not expired or expired no earlier than 60 days before the date of presentation.

C.S.S.B. 14 adds a provision not in the original to include as a requirement that a provisional ballot be accepted if the voter meets the identification requirements at the time the ballot was cast. The substitute differs from the original, in the provision requiring an affidavit executed by the voter to provide the reasons the voter is unable to provide proof of identification, by specifying the affidavit states the voter has not been challenged and voted a provisional ballot solely because the voter did not meet the identification requirements, whereas the original specifies the voter has not been challenged or required to vote a provisional ballot for any other reason.

C.S.S.B. 14 adds a provision not in the original, as a condition for the prohibition against the Department of Public Safety collecting a fee for a personal identification certificate, that the person states the person does not have another acceptable form of identification.

C.S.S.B. 14 omits a provision in the original making the changes in law under the bill's provisions contingent on a specific appropriation for the implementation of the changes.

C.S.S.B. 14 differs from the original by making nonsubstantive changes.

HOUSE
RESEARCH
ORGANIZATION bill analysis

3/23/2011

SB 14
Fraser, et al. (Harless, et al.)
(CSSB 14 by Harless)

SUBJECT: Requiring a voter to present photo identification

COMMITTEE: Voter Identification and Voter Fraud, Select — committee substitute recommended

VOTE: *(After recommitted:)*
6 ayes — Bonnen, Aliseda, Harless, Hilderbran, Peña, L. Taylor

2 nays — Veasey, Hochberg

1 absent — Gutierrez

SENATE VOTE: On final passage, January 26 — 19-11 (Davis, Ellis, Gallegos, Hinojosa, Lucio, Rodriguez, Van de Putte, Watson, West, Whitmire, Zaffirini)

WITNESSES: For — Rebecca Bradford, Texas Federation of Republican Women; Kenneth Buelter, Goliad County Republican Party; Russ Duerstine, Tom Green County G.O.P and Election Support Association of Tom Green County; William (Butch) Marsalis, Panola County Conservatives; Tonja “Michelle” Smith, Concerned Women for America; B.R. (Skipper) Wallace, Texas Republican County Chairman’s Association; and 14 others representing themselves; *(Registered, but did not testify: Allen Blakemore, Steven Hotze, Conservative Republicans of Texas; Catherine Engelbrecht, King Street Patriots; Travis Griffin, Republican Party of Texas; Cheryl Johnson, Sheryl Swift, Galveston County Tax Office; John Marler, Williamson County Liberty Alliance; Karen Marsalis, Panola County Republican Women; Bill Moore, Organizing for Liberty, Inc.; Linda Rogers, Texas Republican Co. Chairmen’s Association; Jonathan Saenz, Liberty Institute; and 28 others representing themselves)*

Against — Gary Bledsoe, Texas NAACP; Sumit DasGupta, Network of Asian American Organizations; Luis Figueroa, Mexican American Legal Defense and Educational Fund (MALDEF); Anita Privett, League of Women Voters of Texas; Sonia Santana, ACLU-TX; Tova Wang, DEMOS; Andrew Joseph; Ramey Ko; Justin Levitt; *(Registered, but did not testify: Joseph Arabie, Rene Lara, Texas AFL-CIO; Juan Flores, La Fe Policy Research and Education Center; Anthony Gutierrez, Boyd Richie, Texas Democratic Party; Austin Kaplan, The Liberal Austin Democrats; Genevieve Van Cleve, Capital Area Democratic Women; David*

SB 14
House Research Organization
page 2

Weinberg, Texas League of Conservation Voters; Mary Brown; Tracy Ekstrand; Huey Fischer; Katherine Haenschen; Kathleen Hill; Katrina Meredith)

On — Rebecca Davio, Department of Public Safety; Jessica Gomez, Disability Rights Texas, formerly Advocacy, Inc.; David Maxwell, Office of the Attorney General; Ann McGeehan, Elections Division, Office of the Secretary of State; John O'Brien, Legislative Budget Board; John Woods, Student Government, University of Texas at Austin; Brian Kemp; Toby Moore; Chris Ward; Thomas Wheeler

BACKGROUND: Current law requires a voter to present a voter registration certificate to an election officer before voting. If the voter's name is on the precinct list of registered voters, the voter is allowed to vote. A voter who does not present a voter registration certificate but whose name is on the precinct list of registered voters must be allowed to vote if the voter signs an affidavit stating that he or she does not have the certificate and presents one of the following forms of identification:

- a driver's license or personal identification card issued by the Department of Public Safety (DPS) or a similar document issued by an agency of another state, regardless of whether the license or card has expired;
- a form of photo identification that establishes the voter's identity;
- a birth certificate or other document confirming birth that is admissible in a court of law and establishes the voter's identity;
- U.S. citizenship papers or a U.S. passport;
- official mail addressed to the voter from a government entity;
- a copy of a current utility bill, bank statement, paycheck, government check, or other government document that shows the name and address of the voter; or
- any other form of identification prescribed by the secretary of state.

In 2002, Congress enacted the federal Help America Vote Act (HAVA) (42 U.S.C. sec. 15301 et seq.), which requires first-time voters registering by mail to present, with the registration application or at the polls, one of the following forms of identification:

- a current and valid photo identification (a copy if voting by mail);
or

SB 14
House Research Organization
page 3

- a copy of a current utility bill, bank statement, paycheck, government check, or other government document that shows the voter's name and address.

Voters who fail to produce the proper identification at the polls may cast a provisional ballot by executing an affidavit stating that the person is registered in the precinct and is eligible to vote. The local early voting ballot board verifies and counts provisional ballots within a week after the election. It examines the affidavits and may accept and count a provisional ballot only if it determines from the affidavit or public records that the person was eligible to vote and had not previously voted.

Under Election Code, sec. 64.012, illegal voting includes knowingly voting or attempting to vote more than once, when ineligible, when impersonating another person, or when marking another person's ballot without that person's consent. The offense is a third-degree felony (two to 10 years in prison and an optional fine of up to \$10,000), and an attempted offense is a class A misdemeanor (up to one year in jail and/or a maximum fine of \$4,000).

DIGEST:

CSSB 14 would require a voter to present to an election officer one form of photo identification at the polling place. Certain disabled voters and voters aged 70 years or older would be exempt from the photo ID requirement.

The bill would require advance notice of the identification requirements, voter education for the public, enhanced training for election judges and clerks, and provisional ballots for voters who lacked the necessary identification. It would enhance the penalties for illegal voting and authorize free DPS identification cards for voting.

Acceptable photo identification. Acceptable forms of photo ID would include:

- a driver's license or personal identification card issued by DPS that was current or had expired no more than 60 days earlier;
- a U.S. military identification card that contained a photograph that was current or had expired no more than 60 days earlier;
- a U.S. citizenship certificate that contained a photograph;
- a U.S. passport that was current or had expired no more than 60 days earlier; or

SB 14
House Research Organization
page 4

- a concealed handgun license issued by DPS that was current or had expired no more than 60 days earlier.

A birth certificate or other document confirming birth, a utility bill, or a bank statement no longer would be an acceptable form of identification.

Matching ID with registered voter names. A voter whose name was on the list of registered voters for the precinct and who presented the documentation described above would be allowed to vote. If the election official decided that a voter's name on the documentation was substantially similar to, but not an exact match with, the name on the list, the voter would have to submit an affidavit stating that he or she was the person on the list before being allowed to vote.

A voter who presented the required documentation but was not on the list of registered voters for the precinct could vote if he or she presented a voter registration certificate proving current registration in that precinct or proving current registration in a different precinct but in the same county if accompanied by an affidavit stating that the voter:

- was a resident of the precinct in which he or she attempted to vote or was otherwise legally entitled to vote in that precinct;
- was a resident of the precinct when the residence information was provided to the voter registrar;
- did not deliberately provide false information to obtain registration in a precinct where the voter did not reside; and
- was voting only once in the election.

After accepting the voter, the election officer would have to indicate acceptance of the voter on the poll list and enter the voter's name on the registration omissions list.

Exemptions. The bill would exempt from the photo ID requirement disabled voters who had a voter registration certificate indicating they qualified for the exemption. A voter registration applicant requesting this exemption would have to provide written documentation from the U.S. Social Security Administration confirming disability or from the U.S. Department of Veterans Affairs showing a disability rating of at least 50 percent. The applicant also would have to provide a statement that he or she did not have a form of the required identification.

SB 14
House Research Organization
page 5

The bill also would exempt from the photo ID requirement voters who were 70 years old by January 1, 2012, and who showed their voter registration certificates before voting.

Notice and training. Before the polls opened, the presiding judge would be required to post prominently outside of each polling place a list of the acceptable forms of photo ID. The information would have to be in at least 24-point font and separate from any other legally required notices.

Effective September 1, 2011, the secretary of state would have to develop training standards and materials on the acceptance and handling of photo ID as soon as practicable. The county clerk also would have to provide the training sessions for election judges and clerks as soon as practicable.

Provisional ballots. Voters who did not have a photo ID, in addition to those without a voter registration certificate who were not on the precinct list, would be allowed to cast a provisional ballot. The election officer would have to inform any voters not permitted to vote of their right to cast a provisional ballot and would have to provide in writing the identification requirements, the procedure for presenting the required identification, a map of where to present the identification, and notice that even if all procedures were followed, the provisional ballot would not necessarily be accepted.

A voter seeking to cast a provisional ballot would have to sign an affidavit stating that the voter was registered in the precinct and eligible to vote. The affidavit would have to include space for the election officer to indicate if the voter presented an acceptable form of photo ID.

A voter accepted for provisional voting for not having a photo ID would have six days after the election to present the required identification to a voter registrar for examination. Alternatively, the voter could execute an affidavit – under penalty of perjury – in the presence of a voter registrar claiming either indigence and inability to obtain identification without paying a fee or a religious objection to being photographed. The affidavit also would have to indicate that the voter was otherwise eligible to vote and had voted a provisional ballot solely because he or she lacked the required identification.

The early voting ballot board would have to accept a provisional ballot if it determined that in addition to being eligible to vote in the election, a voter

SB 14
House Research Organization
page 6

met the identification requirements when the ballot was cast or within six days after the election, or if the voter executed the required affidavit.

No charge for DPS ID for voters. CSSB 14 would amend the Transportation Code, sec. 521.422 to prohibit DPS from collecting a fee for a personal identification certificate issued to an eligible voter who had requested the identification certificate to comply with the voter identification requirements and who did not have another form of the required identification.

Illegal voting offense. CSSB 14 would make illegal voting a second-degree felony (two to 20 years in prison and an optional fine of up to \$10,000) rather than the current third degree felony. Attempted illegal voting would be a state jail felony (180 days to two years in a state jail and an optional fine of up to \$10,000) rather than the current class A misdemeanor. The change in penalty for illegal voting would apply only to an offense committed on or after January 1, 2012.

Voter education and notice of identification requirements. Beginning September 1, 2011, each voter registrar would be required to notify voters of the identification requirements and describe those requirements when issuing each new or renewed voter registration certificate.

The secretary of state and the voter registrar of each county that maintained a website would have to provide online notice of the identification requirements. The secretary of state would be required to conduct a statewide effort to educate voters about the identification requirements, and each county clerk would be required to post prominently at the clerk's office a physical copy of the required notice.

Beginning September 1, 2011, an election officer would have to provide any voter who presented identification that did not comply with CSSB 14 with written notice of the identification requirements scheduled to begin with elections held after January 1, 2012, and information on how to obtain free identification. This section would expire September 1, 2017.

By September 1, 2011, state funds dispersed under Election Code, ch. 19 to finance voter registration also could be used for additional expenses related to coordinating or expanding voter registration. This section would expire January 1, 2013.

SB 14
House Research Organization
page 7

The bill would repeal regulations related to voter registration certificate errors and would make conforming changes.

The bill would take effect January 1, 2012.

SUPPORTERS
SAY:

CSSB 14 is commonsense legislation that would strengthen the election process. The bill would deter voter fraud, keep ineligible voters from voting, make voting correspond with other transactions that require photo ID, and restore and enhance public confidence in elections, which would promote higher turnout. Requiring most voters to show a government-issued photo ID and increasing the criminal penalty for voter fraud would help ensure the integrity of elections. The bill would guarantee continued access to the polls by providing exceptions for certain voters such as seniors and disabled persons and by authorizing free ID cards for eligible voters who lack a photo ID. In its interim report to the 82nd Legislature, the Texas House Committee on Elections recommended the enactment of legislation requiring voters to present photo ID at the polls.

Voter fraud drives honest citizens out of the democratic process and breeds distrust of government. Many everyday circumstances require citizens to present a photo ID, including air travel and cashing a check. Such safeguards benefit our society and enhance our security. When the deceased or other unqualified individuals are on the voter rolls, illegal votes may be cast, canceling out legitimate votes. Although real, voter impersonation is hard to prove because of existing law. Election officials who lack the authority to dispute a voter's identity hesitate to accuse someone of voting illegally. Since voters are not required to prove their identities at the polls, anyone can vote with anyone else's voter certificate. This lax screening process makes it impossible to know how many ineligible voters slip through the system. Stricter requirements would prevent people from voting with fake voter registration certificates and from voting more than once.

Even a limited incidence of voter fraud could tip a close or disputed election. The perception of possible fraud contributes to low confidence in the system. While increasing the criminal penalties for voter fraud, CSSB 14 also would go a long way toward deterring and preventing voter fraud before it occurred by requiring photo identification.

If the public's faith in the legitimacy of elections is bolstered, voter turnout will increase. Indiana and Georgia have the strictest voter ID requirements in the country, but they experienced record voter turnout in

SB 14
House Research Organization
page 8

2008, including among minorities. Georgia's voter turnout has been on the rise since 2004, and the state's voter ID law has not disrupted this upward trend.

Stricter identification requirements would not impose an unreasonable burden on voters, since the bill's requirements would be no more burdensome than the act of voting. Concerns about the bill's constitutionality are unfounded because the U.S. Supreme Court upheld Indiana's photo ID law in *Crawford v. Marion County Election Board*, 553 U.S. 181 (2008) when it ruled that requiring a photo ID imposes only a limited burden on a voter's rights and is justified by the state's interest in improving election procedures and deterring fraud. Furthermore, although voter ID laws in other states have been heavily litigated, plaintiffs have been unable to produce a single individual who either did not already have an ID or could not easily obtain one.

The bill's effective date of January 1, 2012, would allow sufficient time to educate citizens and election officials about the new requirements. Concerns about the cost of voter education should be assuaged by the secretary of state's prediction that ample federal HAVA funds exist for this purpose. Although cost is an important issue, the integrity of the election process is more precious than any dollar amount.

OPPONENTS
SAY:

CSSB 14 would unnecessarily complicate election procedures and would disenfranchise voters by creating a substantial obstacle to the right to vote. Eligible voters should not be needlessly hassled by the state and discouraged or intimidated from exercising their fundamental right to vote without legitimate justification, yet there is no proof that the barriers to voting that this bill would erect are needed at all. This bill would be an extreme, costly solution in search of a problem not proven to exist.

There is little or no evidence of the voter fraud that this bill purports to address. No proof exists of organized, widespread voter fraud at the polls, and any recent individual cases of voter impersonation are anecdotal at best. A 2009 interim report by the Texas House Elections Subcommittee on Mail-in Ballot Integrity found no evidence of noncitizens abusing the electoral system. Furthermore, in its interim report to the 82nd Legislature, the Texas House Committee on Elections acknowledged that based on testimony from the Texas Attorney General's Office, evidence of voter fraud is lacking. Such findings show that the current law is working and that this bill is unnecessary and unjustified.

SB 14
House Research Organization
page 9

According to a 2006 interim report by the Texas Senate State Affairs Committee, almost all evidence of voter fraud involves mail-in ballots. However, this bill would address only voter impersonation at the polls, not mail-in balloting. Policymakers should examine empirical data to weigh the tradeoffs between ballot security and ballot access before enacting laws based on anecdotal data or hearsay.

Texas already has taken steps to minimize fraud by implementing HAVA's requirements that each state cull its voter registration databases and remove any voters who are deceased or are convicted of a felony. Prospective voters already must prove their identity during the registration process and must swear under penalty of perjury that they are U.S. citizens.

Since the process of obtaining a photo ID is cumbersome and cost prohibitive for some citizens, CSSB 14 would suppress voting among eligible voters. Although voter turnout increased in Indiana and Georgia in 2008, this was attributable to the historic nature of that election rather than enhanced public confidence caused by voter ID laws.

According to the Brennan Center for Justice, up to 12 percent of eligible voters nationwide lack a photo ID. The percentage is even higher for seniors, minorities, people with disabilities, low-income voters, and students. Many of those citizens find it hard to obtain such identification because the required documentation — the ID required to obtain an ID — often is difficult to get. In Texas, it costs more than \$20 for a birth certificate, which would effectively require some to pay for the right to vote even if the photo ID itself were free.

Although the bill would allow those who need a photo ID to obtain one from DPS without charge, those persons still would have to navigate the state bureaucracy just to secure their right to vote. The bill would inhibit from voting those in the rural areas of the state where citizens may have to travel more than 100 miles to a DPS office. There is no DPS office in 77 of Texas' 254 counties. For such residents, voting by mail may not be an option, because current law allows only those who will be away from their county during Election Day or early voting or are sick or disabled, age 65 or older, or in jail to vote by mail. Furthermore, the bill would give election workers too much power and pave the way for discrimination, since poll workers might not administer identification procedures fairly or correctly. Slight discrepancies among names or addresses on ID cards,

SB 14
House Research Organization
page 10

voter registration cards, and the voting rolls – in addition to dated photographs on ID cards – could result in eligible citizens being denied the right to vote.

Although citizens must show proof of their identity when boarding an airplane or renting movies, these activities are not constitutional rights. This bill would give Texas one of most restrictive voter ID law in the nation. By unjustifiably and unduly burdening the exercise of a fundamental right, CSSB 14 would be open to invalidation as unconstitutional by going too far. Although the U.S. Supreme Court upheld Indiana’s photo ID law, Indiana’s law is less strict and allows voters to use a photo ID issued by any state or federal agency or by a state university. The U.S. Justice Department or a panel of three federal district judges in the District of Columbia are mandated by the Voting Rights Act to examine closely any changes to Texas’ voting laws due to the state’s history of voter suppression and could invalidate the bill for unjustifiably inhibiting minority voting rights.

The bill’s fiscal note of \$2 million does not accurately reflect its potential costs. The Legislative Budget Board acknowledged that the number of voters who would seek a free ID card is unknown. During a severe budget crisis, Texas should use its limited resources to investigate real voter fraud and vigorously prosecute violators rather than pursue a costly solution to a nonexistent problem.

OTHER
OPPONENTS
SAY:

Better alternatives exist to address potential election fraud. When executed properly, they would be less burdensome than a photo ID requirement. Signature comparison (comparing signatures used during voter registration and at the polls) has been used to determine legitimate mail-in ballots and could present a reliable alternative.

Texas should consider taking cues from states like Indiana, Michigan, and Georgia, whose less stringent voter ID laws contain photo ID alternatives such as student IDs, expired driver’s licenses, or valid employee ID cards with photographs.

Voter turnout in Texas is abysmal, which unlike illegal voting is a proven and demonstrable problem. Texas should enact laws that encourage rather than suppress voting. Allowing voter registration on Election Day (“same-day” or “election-day” registration) has boosted voter turnout in some

SB 14
House Research Organization
page 11

states. Since HAVA requires each state to create computerized voter lists that can be checked in “real time” for duplications and fraud, same-day registration not only would not increase voter fraud but actually would discourage it.

NOTES:

During floor consideration of SB 14 on March 21, the bill was recommitted to committee on a point of order. The committee reported the bill again, and the committee substitute is unchanged from the earlier version.

The committee substitute differs from the Senate-passed version by requiring disabled voters seeking an exemption to include documentation from the U.S. Social Security Administration or the U.S. Department of Veterans Affairs rather than from a physician. It also specifies that a concealed handgun license used as photo ID would have to be current or have expired no more than 60 days earlier. The substitute revised the language regarding the affidavit executed by a voter who could not provide proof of identification. It omitted a provision in the Senate version that would have made implementation of the bill contingent on a specific appropriation.

The bill’s fiscal note anticipates a cost of \$2 million in fiscal 2012 to inform the public of the new identification requirements. The secretary of state has indicated that federal HAVA funds may be available for this purpose, pending verification with the federal government. According to the Legislative Budget Board, the state’s lost revenue from issuing free photo ID cards cannot be determined because the number of people who would apply for the free cards is unknown.

HOUSE JOURNAL

EIGHTY-SECOND LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-EIGHTH DAY — MONDAY, MARCH 21, 2011

The house met at 11 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 101).

Present — Mr. Speaker; Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Castro; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eiland; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Absent — Gutierrez.

The invocation was offered by Representative Landtroop.

The speaker recognized Representative Landtroop who led the house in the pledges of allegiance to the United States and Texas flags.

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Landtroop and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

CAPITOL PHYSICIAN

The speaker recognized Representative Lozano who presented Dr. Luis Calo of Harlingen as the "Doctor for the Day."

TX_00002905
JA_001965

TX_00002905

The house welcomed Dr. Calo and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

NOTICE OF WITHDRAWAL OF ELECTION CONTEST

Upon Representative D. Howard having recused herself from the proceedings and having absented herself from the house chamber, the speaker had read the following statement:

**NOTICE OF WITHDRAWAL
OF ELECTION CONTEST FOR THE OFFICE
OF THE TEXAS HOUSE OF REPRESENTATIVES, DISTRICT 48**

To the Honorable Speaker of the House of Representatives for the State of Texas:

COMES NOW, Dan Neil, Contestant in the above-styled cause of action, against Donna Howard, Contestee, and files this Notice of Withdrawal of Election Contest.

WHEREFORE, PREMISES CONSIDERED, Contestant Dan Neil withdraws his contest in House District 48.

Respectfully submitted,
BEIRNE, MAYNARD & PARSONS L.L.P.
Joseph M. Nixon
State Bar No. 15244800
James E. "Trey" Trainor, III
State Bar No. 24042052
401 W. 15th Street, Suite 845
Austin, Texas 78701
Telephone: (512) 623-6700
Facsimile: (512) 623-6701

Donna Garcia Davidson
State Bar No. 00783931
ATTORNEY AND COUNSELOR AT LAW
P.O. Box 12131
Austin, Texas 78711
Telephone: (512) 775-7625
ATTORNEYS FOR DAN NEIL

CERTIFICATE OF SERVICE

I certify that on the 18th day of March, 2011, a true and correct copy of the foregoing document has been sent via electronic mail and facsimile transmission to Donna Howard, by and through her attorneys at the law firm of Ray, Wood, & Bonilla, 2700 Bee Caves Road, Austin, Texas, 78746.

Joseph M. Nixon

Representative D. Howard was readmitted to the house chamber and announced present.

HR 500 - PREVIOUSLY ADOPTED
(by Hardcastle)

The chair laid out and had read the following previously adopted resolution:

HR 500, In memory of Texas Department of Public Safety Senior Corporal David Ralph Slaton of Bowie.

On motion of Representative Geren, the names of all the members of the house were added to **HR 500** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Hardcastle who introduced family members and friends of Senior Corporal David Ralph Slaton.

(Price in the chair)

FIVE-DAY POSTING RULE SUSPENDED

Representative Gallego moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Criminal Jurisprudence to consider **HB 2482** at 10:30 a.m. or upon final adjournment tomorrow in JHR 120.

The motion prevailed.

Representative S. Miller moved to suspend the five-day posting rule to allow the Committee on Homeland Security and Public Safety to consider **HB 1810** at 2 p.m. or upon final adjournment tomorrow in E1.026.

The motion prevailed.

HR 939 - ADOPTED
(by J. Davis)

Representative J. Davis moved to suspend all necessary rules to take up and consider at this time **HR 939**.

The motion prevailed.

The following resolution was laid before the house:

HR 939, Recognizing March 21, 2011, as World Down Syndrome Day.

HR 939 was adopted.

HR 530 - PREVIOUSLY ADOPTED
(by Schwertner)

The chair laid out and had read the following previously adopted resolution:

HR 530, In memory of J. D. Thomas, Jr., of Georgetown.

On motion of Representative Woolley, the names of all the members of the house were added to **HR 530** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Schwertner who introduced family members of J. D. Thomas, Jr.

HR 490 - PREVIOUSLY ADOPTED (by Gallego)

The chair laid out and had read the following previously adopted resolution:

HR 490, In memory of Joyce Ann Probst of Alpine.

On motion of Representative McClendon, the names of all the members of the house were added to **HR 490** as signers thereof.

RESOLUTIONS ADOPTED

Representative Dutton moved to suspend all necessary rules to take up and consider at this time **HR 938** and **HR 947 - HR 951**.

The motion prevailed.

The following resolutions were laid before the house:

HR 938 (by Martinez Fischer), Congratulating Erwin J. De Luna of San Antonio on the occasion of his retirement from the Texas Health and Human Services Commission.

HR 947 (by Dutton), Congratulating Brian Wooten on completing the Men at Work program of Star of Hope in Houston.

HR 948 (by Dutton), Congratulating Quinton Smith on completing the Motivational Work program of Star of Hope in Houston.

HR 949 (by Dutton), Congratulating Elvin Adams on completing the Men at Work program of Star of Hope in Houston.

HR 950 (by Dutton), Congratulating Christopher Rainer on completing the Men at Work program of Star of Hope in Houston.

HR 951 (by Raymond), Congratulating Don Jose "Pepe" Diaz on his achievements as a charro.

The resolutions were adopted.

HR 450 - ADOPTED (by Bohac and Farias)

Representative Bohac moved to suspend all necessary rules to take up and consider at this time **HR 450**.

The motion prevailed.

The following resolution was laid before the house:

HR 450, Congratulating Shelly Vasbinder and Manny Salazar III on their wedding.

HR 450 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Bohac who introduced Shelly Vasbinder and Manny Salazar III.

HR 733 - PREVIOUSLY ADOPTED (by Garza)

The chair laid out and had read the following previously adopted resolution:

HR 733, Recognizing March 22, 2011, as The University of Texas at Austin Plan II Honors Day.

INTRODUCTION OF GUESTS

The chair recognized Representative Naishtat who introduced professors, students, and staff from The University of Texas at Austin Plan II Honors Program.

(Speaker in the chair)

EMERGENCY CALENDAR SENATE BILLS SECOND READING

The following bills were laid before the house and read second time:

CSSB 14 ON SECOND READING (Harless, L. Taylor, Peña, Truitt, T. Smith, et al. - House Sponsors)

CSSB 14, A bill to be entitled An Act relating to requirements to vote, including presenting proof of identification; providing criminal penalties.

Representative Harless moved to postpone consideration of **CSSB 14** until 12:12 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

The following bills were laid before the house and read second time:

HB 314 ON SECOND READING (by Hardcastle)

HB 314, A bill to be entitled An Act relating to the designation of a portion of U.S. Highway 81 as the Corporal David Slaton Memorial Highway.

HB 314 was passed to engrossment.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSSB 14 ON SECOND READING

(Harless, L. Taylor, Peña, Truitt, T. Smith, et al. - House Sponsors)

CSSB 14, A bill to be entitled An Act relating to requirements to vote, including presenting proof of identification; providing criminal penalties.

CSSB 14 was read second time earlier today and was postponed until this time.

CSSB 14 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE ANCHIA: I wanted to ask you a couple questions about **SB 14** and voter impersonation. You alluded to the fact that this bill deals with one specific type of voter fraud, correct?

REPRESENTATIVE HARLESS: Yes, potential voter fraud.

ANCHIA: And that's voter impersonation?

HARLESS: Yes.

ANCHIA: And how does—describe how voter impersonation works.

HARLESS: Someone shows up to the poll with a voter registration card that may not be theirs and passes a vote with that card.

ANCHIA: How often does that happen in the State of Texas, do you think?

HARLESS: I'm not advised.

ANCHIA: Do you have a guess? You've gone back and looked at interim reports and studies on this issue—

HARLESS: Under our current law, there's not really tools necessary to stop this type of voter fraud. In fact, most of this, in voter fraud, we may not even know about until after the election occurs. We have heard from many witnesses over the last couple of sessions who have testified that voter impersonation, in which people's IDs or voter registration card have been used and a vote passed in that person's name, is not uncommon.

ANCHIA: Did they provide any documented cases, or was it anecdotal?

HARLESS: There was information from the secretary of state, but really, we don't have the tools to effectively deter or detect this type of voter fraud.

ANCHIA: I find it interesting that you say that we don't have the tools in current law. Are you pretty familiar with the Election Code?

HARLESS: A little. I've learned more about it the last few months.

ANCHIA: Yeah, me too, me too. What is the penalty for voter impersonation?

HARLESS: As addressed in this bill?

ANCHIA: No, no. Current law.

HARLESS: I think—

ANCHIA: It's under Section 64.012 of the Election Code.

HARLESS: And it would be a second-degree felony, if they're caught?

ANCHIA: Okay, so, under current law, just to be clear so the membership knows, it's actually a third-degree felony. So it's two to 10 years in prison and up to \$10,000 worth of fines. And in the committee substitute, it's actually bumped up to a third-degree felony so there's a penalty enhancement from third degree to second degree, so increases in severity, and then there's also an increase, a correlating increase with the attempted voter impersonation that gets bumped up as well, from its current penalty to 180 days—it's a state jail felony—180 days to two years in state jail and an optional fine of \$10,000. So there are some pretty severe penalties both in current law and in your proposed bill. Correct? A felony?

HARLESS: Yes.

ANCHIA: And, in terms of risk-reward, how many votes can you change with one case of voter impersonation?

HARLESS: How many votes can you change?

ANCHIA: Yes. You were very concerned about a legitimate voter being disenfranchised by someone conducting voter impersonation. Is it a scalable model, or when you commit an act of voter impersonation, how many votes do you change?

HARLESS: Representative Anchia, this is about restoring confidence in election process—

ANCHIA: No, I understand that—

HARLESS:—one person, one vote, and to get off on the fraud argument or how often it happens or if it even happens—we will never agree on that. The purpose of this legislation is that when you show up to vote, you prove who you say you are. It's a very simple, narrowly defined bill and we could stay here all day long discussing the fraud, but that is not what this bill is about. This bill is about protecting, deterring, and detecting possible fraud in elections.

ANCHIA: You sure? I'm trying to get at that, because you talked about voter impersonation in your layout, and I know the narrative changes, because when—you know, we studied this thing for eight years now, almost six years, seven years actually, and we haven't been able to find much said voter impersonation. Clearly, to support the bill, your narrative has to change so now it's about integrity of elections, I understand that. In going through the current—you said in your layout, we currently don't have tools to prevent this. So, I was trying to get at the tools that are in current state law, and the first one is sort of the deterrent effect of risking a state jail felony, two to 10 years in jail, \$10,000 worth of fines, to change what, one vote, right? So we're talking about deterrent effect and risk, and my question to you was, is it scalable? When you commit an act of voter impersonation, how many votes do you change?

HARLESS: I think it's possibly scalable. If you look at Representative Donna Howard's election and Dan Neil, I think that a decision was decided by, what, two votes?

ANCHIA: Were there any cases of voter impersonation there?

HARLESS: I didn't follow it that closely.

ANCHIA: I believe that there weren't.

HARLESS: But when elections are won or lost on two votes, we need to put every check and balance we can to restore the public's confidence, and not only does it restore the public's confidence in the election, there's been documented evidence in the two states that have passed this more restrictive photo ID that voter turnout increases. When people have confidence that their vote counts, they are more apt to show up and vote.

ANCHIA: And those talking points are terrific—let's just try to stay on voter impersonation. Right, so you said you're not sure of how often it occurs, you believe the tools aren't in place, you acknowledge there's a pretty significant penalty for doing it, correct? A state jail felony—

HARLESS: As it should be.

ANCHIA: As it should be, correct, so there's a pretty significant penalty for doing it. Now, let's talk about voter impersonation at the polling location. Who's typically at the polling locations?

HARLESS: As far as administrators, or people showing up to vote?

ANCHIA: Yeah, under the Election Code, who's entitled to be at the polling locations?

HARLESS: There are the election judge, the election clerk, election officers—

ANCHIA: And it's your assertion today that those people are powerless to stop voter impersonation, correct?

HARLESS: Powerless is not the word I would use.

ANCHIA: You said helpless earlier, is that a better word? They don't have the tools?

HARLESS: They need some tools.

ANCHIA: Okay, well are you familiar with Section 32.075 of the Election Code?

HARLESS: I am not.

ANCHIA: Section 32.075 of the Election Code discusses the law enforcement duties and powers of the presiding judge, of an election judge, do you know what they are?

HARLESS: No, but I know you're going to tell me.

ANCHIA: Yeah, I will, because I just want to clear up the fact that you're concerned that there are no tools, so I'll read that portion of the Election Code. The presiding judge at a polling location can prevent violations of the Election Code at the polling place, and in performing those duties, the presiding judge has the power of a state district judge, including the power to issue an arrest warrant. Were you aware of that?

HARLESS: No.

ANCHIA: Do you think issuing an arrest warrant to stop some of this purported voter impersonation is a powerful tool?

HARLESS: I think that the testimony that we've heard and the articles that have been reported on over the last few years, there have been a number of election officers and election judges that said there were people that came in to vote, they had a voter registration, they returned and voted again with a different voter registration, and they felt they didn't have the tools—

ANCHIA: And none of those cases were documented, right? None of them.

HARLESS: They were reported on.

ANCHIA: They were reported, maybe complaints, possibly investigated by the attorney general, but none of them ever documented or conclusively prosecuted, correct?

HARLESS: I don't know if that's correct or not. It was not part of our testimony.

ANCHIA: But don't you think, having the power as an election judge to issue an arrest warrant to satisfy, to enforce the provisions of the Election Code—that's not—you claim that these people are helpless, they don't have the tools. But you don't think that's a tool?

HARLESS: I don't think it's a tool when they're not required to show a photo ID when they show up to vote that says they are who they—

ANCHIA: If you're an election judge and you know you have the power of a state district judge to issue an arrest warrant and you see somebody who is potentially committing voter impersonation, and you don't do anything about it, whose fault is that?

HARLESS: I think that is the legislature's fault—

ANCHIA: It's our fault?

HARLESS:—for not putting checks and balances in place that we can require voters to prove who they are when they show up to vote.

ANCHIA: Do you have—and I noticed you avoided presenting any evidence of voter impersonation in your layout—do you have any cases of voter impersonation?

HARLESS: I'm sure you know more about that than I do.

ANCHIA: Okay, okay. You're concerned about legitimate voters being disenfranchised, right? That's really important to you.

HARLESS: I am concerned about protecting the public's trust and the integrity in the elections process.

ANCHIA: I understand, as am I, as am I. And you believe that passage of this bill will restore confidence among members of the public in the voting process and restore integrity, correct? That's what you said in your layout?

HARLESS: I do.

ANCHIA: And you believe that?

HARLESS: I do.

ANCHIA: Why does it ignore mail-in ballots?

HARLESS: This bill is only interested in one type of potential fraud, in-person voter fraud.

ANCHIA: That's really interesting to me, because we've got a bill that addresses a narrow type of fraud that you even acknowledged you had no cases of.

HARLESS: I did not say I have no cases.

ANCHIA: Then give me a case.

HARLESS: I said that they were not part of our testimony.

ANCHIA: Did you run across a case?

HARLESS: There was, media reported on it, but continue.

ANCHIA: Okay, so you have no cases of voter impersonation?

HARLESS: I have no cases we're going to discuss on the house floor.

ANCHIA: So the author has no cases on the house floor of voter impersonation, you are, yet, very, very concerned about the integrity of elections. Correct? Yet this bill doesn't deal with the type of voter fraud that we've seen most prevalently in the State of Texas, which is mail-in ballots. Correct?

HARLESS: There are other pieces of legislation that—

ANCHIA: Have you filed a bill on mail-in ballots?

HARLESS: No, sir.

ANCHIA: But you're concerned about legitimate votes that are cast being cancelled out by voter fraud, are you not?

HARLESS: I am concerned about public confidence in the election and verifying that you are who you say you are when you show up to vote. This is not the venue to discuss mail-in ballots.

ANCHIA: Well, I think it is, because, if—now the narrative has changed. Before it used to be, hey, we're really concerned about all these illegal aliens coming across the border and voting and then, when there was little to no evidence of that, then the narrative changed, and now it's the integrity of elections. Well the integrity of the elections, if you believe that narrative, also includes fraud that would cancel out a person's legitimately cast vote. Am I correct?

HARLESS: This is not the venue to discuss mail-in ballots.

ANCHIA: Where do we discuss it? Do we discuss it in the senate? Do we discuss it in the back hall?

HARLESS: On another piece of legislation, we can discuss it in all those places if you would like.

ANCHIA: If you have opened the door to the integrity of elections, then I think it's fair game to discuss that type of fraud, which we actually do see in the State of Texas—

HARLESS: I look forward to you bringing that bill to the Texas House.

ANCHIA:—which is specifically ignored by your bill. But this is really about a desire to make sure that legitimately cast votes are not counter balanced or offset, and to really restore integrity of elections. Why don't you do anything about mail-in ballots in your bill?

HARLESS: This bill is to address in-person possible voter fraud. I appreciate you bringing up the mail-in ballots, and I look forward to your bill that you will bring addressing that type of fraud.

ANCHIA: I actually chair the select committee on that, and I've had, in the past, mail-in ballot bills.

HARLESS: I think that's great legislation, I look forward to helping you with it.

ANCHIA: Here's the quandary for this body. If you say passing this bill is going to restore integrity of elections, you do nothing in this bill to deal with mail-in ballots and 70 percent of all the prosecutions by the attorney general have been mail-in ballots, then you're really not restoring integrity of elections because people, like they have for the last six years, will be reading about mail-in ballot fraud, mail-in ballot fraud, mail-in ballot fraud. Let's talk a little bit about the Voting Rights Act, if you don't mind. How much money is in the bill for informing Texans about the change in the law?

HARLESS: The fiscal note on the bill is \$2,024,000.

ANCHIA: Okay, and where's that money going to come from?

HARLESS: That money is already appropriated in our base budget that Chairman Pitts presented. We have, officially, \$43 million of HAVA funds, Help America Vote funds, leftover from past sessions, and we are pretty confident once we request the approval of use of those funds that we can use those funds to offset the costs of this fiscal note.

ANCHIA: And what is that request going to entail?

HARLESS: It entails writing to the department of elections assistance.

ANCHIA: The Elections Assistance Commission? The EAC?

HARLESS: Yes.

ANCHIA: And does it also require an amendment of our state plan?

HARLESS: I'm not advised.

ANCHIA: Okay, let me ask you about how those HAVA funds are going to be spent? How many of those HAVA funds that are appropriated in this bill are going to be dedicated to educating Latinos, African Americans, and Asians on the new photo identification requirement under **SB 14**?

HARLESS: The methodology and the fiscal note says that there will be \$2 million for the fiscal year 2012 and an estimated half a million dollars to research and develop ways to inform the public on new identification requirements. Additional cost of \$1.5 million in media advertising, television,

of—a breakdown of that: \$750,000 on television, \$300,000 in radio, and \$300,000 in print, and internet of \$150,000. The secretary of state indicates that federal funds associated with Help America Vote Act may be available for use, but the agency will need to verify that with the federal government once this is passed.

ANCHIA: And the Voting Rights Act covers the State of Texas, correct?

HARLESS: Excuse me?

ANCHIA: I'm sorry, the Voting Rights Act covers the State of Texas, correct?

HARLESS: Yes.

ANCHIA: And there are protected classes under the Voting Rights Act, correct?

HARLESS: Yes.

ANCHIA: So my question didn't relate generally to what the fiscal note said, it related specifically to Latinos and African Americans. I also included Asian Americans because of your home county, Harris County, has a significant Asian American population. So what percentages of the \$2 million will be dedicated to those protected classes?

HARLESS: It is not broken out specifically in the bill. I think this bill will increase turnout and education among all voters.

ANCHIA: Okay, but there's nothing in your bill dealing specifically with Latinos or African Americans, correct?

HARLESS: It will increase turnout of all voters and education of all voters.

ANCHIA: But is there—I'll rephrase the question in case we don't understand—

HARLESS: I'm a blonde, and that happens.

ANCHIA: Is there anything in your bill that specifically requires education of Latinos and African Americans covered under the Voting Rights Act? I'll throw in Asians as well.

HARLESS: The bill that we filed is modeled on the Georgia and Indiana legislation that have both been upheld by the U.S. Constitution and pre-cleared by the Department of Justice.

ANCHIA: Do you know what's in your bill?

HARLESS: I think I do, I've read it several times.

ANCHIA: If you know what's in your bill, then you can answer this question. Is there any funding specifically dedicated to Latinos, or African Americans, or Asians which are protected classes under the Voting Rights Act? I mean, it's either in there or it's not.

HARLESS: The funding in the bill provided education for all voters across the State of Texas.

ANCHIA: Okay, but not specifically, not specifically correct?

HARLESS: It does not specifically carve anything out. This will increase voter turnout and education for all voters.

ANCHIA: Will the educational materials and promotional materials be presented in English, Spanish, and Vietnamese, with respect to Harris County?

HARLESS: They will be printed in the language that the counties are required to provide language in.

ANCHIA: But there's nothing in your bill that specifically states that you will have bilingual Spanish, English, Vietnamese documents, correct?

HARLESS: There was an amendment that was added in the senate that says the website in each language in which the voter registration materials are available.

ANCHIA: Right, and the website is—

HARLESS: Is that what you're asking?

ANCHIA:—slightly different, the website is a little bit different than the promotional and educational materials that are going to be distributed to people who may be in the protected classes. So I was just trying to get at whether your bill includes anything related to promotional materials in English, Spanish, and Vietnamese.

HARLESS: It allows for the printing in the language that the counties are required to on all the notices at the polling places and that the county registrar will provide.

ANCHIA: And that language is in your bill?

HARLESS: Yes.

ANCHIA: Okay, can you tell me where?

HARLESS: Well, Section 31.012—

ANCHIA: On what page, really quickly.

HARLESS: Page 3, under Section 5, talks about the languages.

ANCHIA: In each language in which voter registration materials are available, I do see it in your bill.

HARLESS: And that is also a requirement of the federal voter right act, I mean that's—

ANCHIA: The Voting Rights Act?

HARLESS: Right—

ANCHIA: But, I'm asking a slightly different question. Will the, for example, TV and radio, and additional notices that are above and beyond this section of your bill which is the posted notice, is TV and radio going to be done in multiple languages?

HARLESS: To my understanding, the testimony that we had in committee, where you were at, the secretary of state said that they would look at the best practices of other states and decide the best way to accommodate that, so I don't know that that specific question was answered from the testimony in committee. You were there.

ANCHIA: I don't believe it was. And I don't think it's included in the bill either.

HARLESS: The next question?

ANCHIA: What efforts will be made to ensure African Americans and Latinos will be able to access free identification documents? Will there be mobile units or any specific outreach?

HARLESS: There was no testimony on that.

ANCHIA: Yes, but what does your bill say?

HARLESS: There is no specifics in that. That will be up to the secretary of state to decide those procedures.

ANCHIA: Have you—I know you've done a lot of work on this bill, a lot of research. What academic studies have you run across to determine the number of minorities that lack required photo identification?

HARLESS: From all the testimony that we've had in committee, there was no possible way to determine that.

ANCHIA: And you're not aware of any academic studies—is what my question was asking—any academic studies that deal with that issue?

HARLESS: There are so many studies out there, that no, they all look the same in my head. And I only have this notebook, so I couldn't bring everything.

ANCHIA: Are you aware of any studies conducted by a state agency to project the number of voters that lack the required identification and what percentage of these voters are African American or Hispanic? Are you aware of any studies like that?

HARLESS: I did not see that in testimony.

ANCHIA: But, are you aware of any studies? Above and beyond the testimony?

HARLESS: No. Not advised.

ANCHIA: Why are the identification requirements of **SB 14** more restrictive than **SB 362** from last session? Is there any evidence to suggest something's changed?

HARLESS: We've had two additional years to see that photo ID is working in other states. We've also had two additional years to hear from the public on their concerns of the integrity of the ballot box. Only a true photo ID bill can deter and detect fraud at the polls and can protect the public's confidence in the election.

ANCHIA: Is it possible that Latinos and African Americans in Texas will be put in a worse position in terms of electoral power as a result of **SB 14**?

HARLESS: I believe with all my heart that this bill will increase turnout of all voters in the State of Texas.

ANCHIA: But what if you're wrong? Are there any safeguards in the bill to remedy the situation, for example, a Sunset provision, if we see that there's a substantial number of African Americans or Latinos that are disenfranchised by this bill?

HARLESS: In the two states that have passed this type of voter, similar bills to our bill, they have showed increase in election for the minorities, and I think that we will see the same results in Texas. This will increase turnout of all voters because of the restored confidence that their vote counts.

ANCHIA: Okay, and just to be clear, Indiana, which is one of the states, is not a Voting Rights Act covered jurisdiction, right? And Georgia, which is Voting Rights Act covered, doesn't have as large a Latino population as Texas, correct?

HARLESS: I have no idea.

ANCHIA: Okay, I would submit to you it doesn't. Is there any trigger mechanism for more funding or increased outreach if something does go wrong in the bill and it turns out Latinos and African Americans are disenfranchised?

HARLESS: The testimony of the LBB—

REMARKS ORDERED PRINTED

Representative Anchia moved to print remarks between Representative Harless and Representative Anchia.

The motion prevailed.

Amendment No. 1

Representative Anchia offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) by striking the enacting clause (page 1, line 4).

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Giddings offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In the recital to SECTION 9 of the bill (page 5, line 1), strike "(g) and (h)" and substitute "(g), (h), and (i)".

(2) In SECTION 9 of the bill, in amended Section 63.001(b), Election Code (page 5, line 2), strike "Subsection (h)" and substitute "Subsection (h) or (i)".

(3) In SECTION 9 of the bill, following added Section 63.001(h), Election Code (page 6, between lines 23 and 24), add the following:

(i) A voter who would otherwise be accepted for voting under this chapter but for the requirements of Subsection (b) shall be accepted for voting if, instead of presenting the identification required by Subsection (b), the voter executes an affidavit under penalty of perjury that asserts that the voter's

proof of identification meeting the requirements of Subsection (b) has been stolen and the voter presents to an election officer a copy of an official police report, dated not earlier than the 45th day before the date on which the voter seeks to vote, alleging that the voter was a victim of an offense described by Sections 31.03 or 32.51, Penal Code. The voter may redact personal information on the police report relating to the voter, other than the voter's name, address, or date of birth. A police report presented under this section is not required to contain the voter's date of birth.

CSSB 14 - POINT OF ORDER

Representative Martinez raised a point of order against further consideration of **CSSB 14** under Rule 4, Section 32(c)(2) and Rule 4, Section 32(f) of the House Rules on the grounds that the bill analysis is incorrect.

The speaker sustained the point of order, speaking as follows:

Mr. Martinez raises a point of order under Rule 4, Section 32(c)(2) and Rule 4, Section 32(f) in that the bill analysis is substantially or materially misleading, specifically because the bill analysis refers to six business days while the text of the bill refers only to six days.

The chair has reviewed the bill and bill analysis and finds the reference in the bill analysis to be materially or substantially misleading in the context of the bill. The point of order is sustained.

CSSB 14 was returned to the Select Committee on Voter Identification and Voter Fraud.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business:

Gutierrez on motion of Burnam.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Business and Industry will reconvene 10 minutes after adjournment today.

Ways and Means will reconvene 15 minutes after adjournment today.

Border and Intergovernmental Affairs, 2 p.m. today.

ADJOURNMENT

Representative L. Taylor moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 1:51 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Monday, March 21, 2011

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 47

Guillen

SPONSOR: Zaffirini

In memory of U.S. Army Private First Class Ira Benjamin Laningham IV of Zapata.

SB 160

Williams

Relating to the regulation of certain aggregate production operations by the Texas Commission on Environmental Quality; providing penalties.

SB 173

West

Relating to civil remedy of violations of certain municipal health and safety ordinances.

SB 312

Seliger

Relating to the exemption of certain electric cooperatives from certain regulations.

SB 350

Williams

Relating to the restructuring of fund obligations and accounts of the Texas Municipal Retirement System and related actuarial and accounting procedures.

SB 361

Duncan

Relating to indemnification provisions in construction contracts.

SB 370

Seliger

Relating to the authority of the Texas Water Development Board to provide financial assistance for certain projects if the applicant has failed to complete a request for information relevant to the project.

SB 425

Carona

TX_00002921

JA_001981

TX_00002921

Relating to property and casualty certificates of insurance and approval of property and casualty certificate of insurance forms by the Texas Department of Insurance; providing penalties.

SB 527 Fraser

Relating to projects funded through the Texas emissions reduction plan.

SB 566 Williams

Relating to the regulation of the practice of public accountancy.

SB 605 Rodriguez

Relating to the creation of an appellate judicial system for the Eighth Court of Appeals District.

SB 781 Carona

Relating to the repeal of certain legislative oversight committees.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 17

Criminal Jurisprudence - **HB 341, HB 350, HB 690**

Public Education - **HB 1703**

State Affairs - **HB 888, HB 1064, HB 1165**

Ways and Means - **HB 234, HB 252, HB 361**

March 18

Agriculture and Livestock - **HB 92**

Business and Industry - **HB 681**

Culture, Recreation, and Tourism - **HB 308, HB 790, HB 1301, HB 1346, HB 1843, HB 1844, HCR 33**

Higher Education - **HB 9, HB 10**

Licensing and Administrative Procedures - **HB 378, HB 457, HB 510, HB 1510**

Public Education - **HB 675, HB 861, HB 1130**

Public Health - **HB 549, HB 670**

State Affairs - **HB 51, HB 183, HJR 65**

Transportation - **HB 238**

Ways and Means - **HB 499**

ENROLLED

March 17 - HCR 10, HCR 28

SENT TO THE GOVERNOR

March 17 - HCR 10, HCR 28, HCR 40, HCR 56, HCR 59, HCR 76

SENT TO THE SECRETARY OF THE STATE

March 17 - HCR 58

SIGNED BY THE GOVERNOR

March 18 - HCR 49, HCR 70

TX_00002924
JA_001984

TX_00002924

House Chambers Floor Debate, 2nd

March 21, 2011

1

2011 (82R) SB 14
3.21.11 HOUSE CHAMBERS FLOOR DEBATE
2ND READING
MARCH 21, 2011

Transcribed by Rhonda Howard, CSR
April 23, 2012

House Chambers Floor Debate, 2nd

March 21, 2011

2

1 THE CLERK: SB-14 by Fraser relating
2 to requirements to vote including presenting proof
3 of identification, providing criminal penalties.

4 THE SPEAKER: Chair recognizes
5 Representative Harless.

6 REPRESENTATIVE HARLESS: Thank you,
7 Mr. Speaker, Members.

8 The requirement of photo I.D. is becoming
9 all but necessary in the modern age. Photo I.D.s
10 are required to drive a car, buy alcohol or
11 cigarettes, to obtain a hunting or fishing license,
12 to open a bank account, to purchase medical
13 prescriptions, to obtain most health or dental care
14 and to rent a hotel room or a car.

15 The Appellant Court [sic] in the Indiana
16 photo voter I.D. case, Crawford versus Marion
17 County, stated, "It is exceedingly difficult to
18 maneuver in today's America without a photo I.D.
19 And, as a consequence, the vast majority of adults
20 have such I.D. Ballot access should have at least
21 the same integrity as renting a movie, boarding a
22 commercial plane or cashing a check."

23 The fact that states across the nation are
24 passing voter I.D. laws is proof enough that the
25 public's concern regarding the potential of voter

1 fraud. While there is, and perhaps will always be,
2 a disagreement regarding the extent of the voter
3 fraud, the lack of public confidence in our voting
4 system cannot be questioned.

5 People who lack confidence in the election
6 system see no reason to show up and vote. There is
7 potential for fraud in registration, in-person
8 voting and counting the ballots.

9 SB-14 is a simple, narrowly-crafted piece
10 of legislation that only addresses one type of
11 potential fraud, in-person voting.

12 SB-14 is similar to Georgia's photo I.D.,
13 which was approved by the Department of Justice, and
14 Indiana's photo I.D., which was upheld by the
15 Supreme Court.

16 In upholding Indiana's photo I.D. law the
17 Supreme Court stated, "Confidence in the integrity
18 of our election process is essential to the
19 functioning of our participatory democracy. Voter
20 fraud drives honest citizens out of the democratic
21 process and breeds distrust of our government.
22 Voters who fear their legitimate votes will be
23 outweighed by fraudulent ones will feel
24 disenfranchised."

25 This bill is in compliance with the U.S.

1 Supreme Court decision which upheld the Indiana
2 voter I.D. legislation, because it deters and
3 detects fraud. It protects the public's confidence
4 in elections. It counts only eligible voters'
5 votes.

6 It also complies with the Supreme Court
7 decision, because it offsets the proof on voters by
8 providing free access to free photo I.D. cards,
9 allowing for provisional ballots and absentee
10 ballots, ensuring that obtaining a photo I.D. is no
11 more burdensome or inconvenient than the usual act
12 of voting, and provides exceptions for elderly,
13 disabled or indigent voters.

14 SB-14 would require you -- a voter to show
15 a photo I.D. when voting in person. The acceptable
16 I.D.s include cards issued by the DPS, driver's
17 license or I.D. card, a military pass -- I.D., a
18 passport or a concealed handgun license. These
19 forms of I.D. must be current or no more than 60
20 days expired. A current citizen's certificate with
21 a photo is also an acceptable form of
22 identification.

23 Voters who cannot produce an acceptable
24 form of photo I.D. will be allowed to cast a
25 provisional ballot. That ballot will be counted if

1 the voter returns within six days with the photo
2 I.D.

3 There are exceptions to the photo I.D.
4 legislation, which include people who are 70 years
5 old or older as of January 1st, 2012. They may
6 continue to vote with their voter registration card.

7 Indigent people and people with religious
8 objections to be photographed may cast a provisional
9 ballot on election day and return to the registrar
10 within six days with a signed affidavit confirming
11 their exempt status.

12 And voters who are disabled and provide
13 written documentation from the Social Security
14 Administration or the Veterans Affairs Department
15 verifying their [sic] are -- they are receiving
16 benefits due to the disability and the voter does
17 not have one of the other acceptable forms of I.D.
18 for voting.

19 SB-14 would provide statewide extensive
20 training and notification of the changes in
21 requiring a photo I.D. to vote. It would provide
22 for free DPS-issued I.D.s to registered voters who
23 request an I.D. who do not have another acceptable
24 form of identification, photo identification for
25 voting. It allows a voter to cast a ballot if the

House Chambers Floor Debate, 2nd

March 21, 2011

6

1 name on the I.D. is substantially similar to the
2 name on the voter's list.

3 In conclusion, in two states with strict
4 photo I.D. requirements, voter turnout has increased
5 since the photo I.D. laws were enacted. This tells
6 me that photo voter I.D. requirements increase the
7 public's confidence in the election process, which
8 has been shown in these states to increase voter
9 participation.

10 Although way -- we may disagree on how
11 much voter fraud takes place, just one fraudulent
12 vote effectively steals one legitimate vote.
13 Elections are too important to leave this
14 unprotected.

15 This legislation is not a radical concept.
16 It is just asking that every voter verify you are
17 who you say you are before casting a vote.

18 THE SPEAKER: Mr. Anchia, for what
19 purpose?

20 REPRESENTATIVE ANCHIA: Will the
21 gentle lady yield, please?

22 THE SPEAKER: Will the lady yield?

23 REPRESENTATIVE HARLESS: I will.

24 REPRESENTATIVE ANCHIA:

25 Representative Harless --

House Chambers Floor Debate, 2nd

March 21, 2011

7

1 REPRESENTATIVE HARLESS: Hi.

2 REPRESENTATIVE ANCHIA: -- good
3 afternoon. I wanted to ask you a couple questions
4 about Senate Bill 14 and voter impersonation.

5 You alluded to the fact that -- that this
6 bill deals with one specific type of voter fraud.
7 Correct?

8 REPRESENTATIVE HARLESS: Yes,
9 potential voter fraud.

10 REPRESENTATIVE ANCHIA: And that's --
11 and that's -- that's voter impersonation?

12 REPRESENTATIVE HARLESS: Yes.

13 UNIDENTIFIED REPRESENTATIVE: And how
14 does -- describe how voter impersonation works.

15 REPRESENTATIVE HARLESS: Someone
16 shows up to the poll with a voter's registration
17 card that may not be theirs and casts a vote -- a
18 vote with that card.

19 REPRESENTATIVE ANCHIA: How -- how
20 often does that happen in the State of Texas, do you
21 think?

22 REPRESENTATIVE HARLESS: I'm not
23 advised.

24 REPRESENTATIVE ANCHIA: Do -- do you
25 have a guess? You -- you've gone back and looked at

House Chambers Floor Debate, 2nd

March 21, 2011

8

1 interim reports and studies on this issue.

2 REPRESENTATIVE HARLESS: Under our
3 current law there's not really tools necessary to
4 stop this type of in-voter fraud. In fact, most of
5 this in-voter fraud we may not even know about until
6 after the election occurs.

7 We have heard from many witnesses over the
8 last couple sessions who have testified that voter
9 impersonation in which people's I.D.s or voter
10 registration card have been used and false votes
11 cast in that person's name is not uncommon.

12 REPRESENTATIVE ANCHIA: And did --
13 did they provide any documented cases, or was it
14 anecdotal?

15 REPRESENTATIVE HARLESS: It --
16 there -- there was information from the Secretary of
17 State, but really we don't have the tools to
18 effectively deter or detect this type of voter
19 fraud.

20 REPRESENTATIVE ANCHIA: I find it
21 interesting that you say we don't have the tools in
22 current law.

23 Are you pretty familiar with the Election
24 Code?

25 REPRESENTATIVE HARLESS: A little.

House Chambers Floor Debate, 2nd

March 21, 2011

9

1 I've learned more about it the last few months.

2 REPRESENTATIVE ANCHIA: Me, too. Me,
3 too.

4 What is the penalty for voter
5 impersonation?

6 REPRESENTATIVE HARLESS: As addressed
7 in this bill?

8 REPRESENTATIVE ANCHIA: No, no.
9 Current law.

10 REPRESENTATIVE HARLESS: I think --

11 REPRESENTATIVE ANCHIA: It's under
12 Section 6401 -- spot 012 of the Election Code.

13 REPRESENTATIVE HARLESS: And it would
14 be a second-degree felony if they're caught.

15 REPRESENTATIVE ANCHIA: Okay. So
16 current -- under current law, just to be clear so
17 the membership knows, it's actually a third-degree
18 felony, so it's two to ten years in prison and up to
19 \$10,000 worth of fine.

20 And in the Committee substitute that we
21 have before us, it's actually bumped up to a
22 third-degree felony. So there's a -- a penalty
23 enhancement from third-degree to second-degree, so
24 it increases in severity. And then there's also an
25 increase -- a correlating increase with the

House Chambers Floor Debate, 2nd

March 21, 2011

10

1 attempted voter impersonation that gets bumped up,
2 as well, from -- from its current law -- for its --
3 from it's current penalty to 180 days -- it's a
4 state jail felony, 180 days to two years in state
5 jail and an optional fine of \$10,000.

6 So there are some pretty severe penalties
7 both in current law and in your proposed bill.
8 Correct? A felony.

9 REPRESENTATIVE HARLESS: Yes.

10 REPRESENTATIVE ANCHIA: And in terms
11 of -- of risk/reward, how many -- how many votes can
12 you change with one case of voter impersonation,
13 just --

14 REPRESENTATIVE HARLESS: How many
15 votes can you change?

16 REPRESENTATIVE ANCHIA: Yeah.

17 See, you were very concerned about a -- a
18 legitimate voter being disenfranchised by someone
19 conducting voter impersonation. Is -- is -- is
20 it -- is it a scalable model, or when you commit an
21 act of voter impersonation how many votes do you
22 change?

23 REPRESENTATIVE HARLESS:

24 Representative Anchia, this is about restoring
25 confidence in the election process --

House Chambers Floor Debate, 2nd

March 21, 2011

11

1 REPRESENTATIVE ANCHIA: No. I
2 understand that.

3 REPRESENTATIVE HARLESS: -- one
4 person, one vote. And to get off on the fraud
5 argument and how often it happens or if it even
6 happens, we will never agree on that.

7 REPRESENTATIVE ANCHIA: Well, I --
8 I --

9 REPRESENTATIVE HARLESS: The purpose
10 of this legislation is that when you show up to
11 vote, you prove who you say you are. It's a very
12 simple, narrow-defined bill. And we can stay here
13 all day long discussing the fraud, but that is not
14 what this bill is about. This bill is about
15 protecting, deterring and detecting possible fraud
16 in elections.

17 REPRESENTATIVE ANCHIA: Sure. I'm --
18 I'm trying -- I'm trying to get at that, because you
19 talked about voter -- voter impersonation in your
20 layout. And I know -- I know the narrative changes,
21 because when -- when -- you know, we've studied this
22 thing for eight years now -- almost six years --
23 seven years, actually, and we haven't been able to
24 find widespread voter impersonation.

25 Clearly to support the bill your narrative

House Chambers Floor Debate, 2nd

March 21, 2011

12

1 has to change, so now it's about the integrity of
2 elections. I understand that.

3 But when -- in going through the
4 current -- you -- you said in your layout the -- we
5 currently don't have tools to prevent this. So I
6 was trying to get at the tools that are in current
7 state law.

8 And the first one is sort of the deterrent
9 effect of risking a state jail felony, two to ten
10 years in jail, \$10,000 worth of -- of fines to
11 change, what, one vote. Right? So we're talking
12 about deterrent effect and risk. And my question to
13 you was is it scalable?

14 I mean, when you commit an act of voter
15 impersonation, how many votes do you change?

16 REPRESENTATIVE HARLESS: I think it's
17 possibly scalable. If you look at the
18 Representative Donna Howard's election and Dan Neil,
19 I think the decision was decided by, what, two
20 votes.

21 REPRESENTATIVE ANCHIA: Was there --
22 were there any occasions of voter impersonation
23 there?

24 REPRESENTATIVE HARLESS: I didn't
25 follow it that closely --

House Chambers Floor Debate, 2nd

March 21, 2011

13

1 REPRESENTATIVE ANCHIA: I believe
2 that there aren't.

3 REPRESENTATIVE HARLESS: -- but when
4 elections are won or lost on two votes we need to
5 put every check and balance we can to restore the
6 public's confidence. And not only does it restore
7 the public's confidence in the election, there's
8 been documented evidence in the two states that have
9 passed this more restrictive photo I.D. that voter
10 turnout increases. When people have confidence --

11 REPRESENTATIVE ANCHIA: Can --

12 REPRESENTATIVE HARLESS: -- they are
13 more apt to show up and vote.

14 REPRESENTATIVE ANCHIA: And those
15 talking points are terrific. Let -- let's try to
16 stay on voter impersonation. Right?

17 So you said you're not sure of -- of
18 how -- how often it occurs. You believe the tools
19 aren't in place. You acknowledge there's a pretty
20 significant penalty for doing it. Correct? A state
21 jail felony --

22 REPRESENTATIVE HARLESS: As should
23 be.

24 REPRESENTATIVE ANCHIA: -- is -- is
25 that -- yeah. As it should be, correct. So there's

House Chambers Floor Debate, 2nd

March 21, 2011

14

1 a pretty significant penalty for doing it.

2 Now, let's talk about voter impersonation
3 at the polling location. Who's typically at the
4 polling location?

5 REPRESENTATIVE HARLESS: As far as
6 administrators --

7 REPRESENTATIVE ANCHIA: Yeah, yeah.

8 REPRESENTATIVE HARLESS: -- or people
9 showing up to vote?

10 REPRESENTATIVE ANCHIA: Yeah. Under
11 the Election Code, who do you -- who -- who's
12 entitled to be at the -- at the polling location?

13 REPRESENTATIVE HARLESS: There -- the
14 election judge, election clerks, election officers.

15 REPRESENTATIVE ANCHIA: And -- and
16 it's your -- it's your -- it's your assertion today
17 that those people are powerless to stop voter
18 impersonation. Correct?

19 REPRESENTATIVE HARLESS: Powerless is
20 not the word I would use.

21 REPRESENTATIVE ANCHIA: You said
22 helpless earlier. Is that -- is that a better word?
23 They don't have the tools?

24 REPRESENTATIVE HARLESS: They need
25 some tools.

House Chambers Floor Debate, 2nd

March 21, 2011

15

1 REPRESENTATIVE ANCHIA: Okay. Well,
2 are you familiar with Section 32 spot 075 of the
3 Election Code?

4 REPRESENTATIVE HARLESS: I am not.

5 REPRESENTATIVE ANCHIA: Section
6 32.075 of the Election Code discusses the law
7 enforcement duties and powers of the presiding
8 judge, of an election judge. Do you know what they
9 are?

10 REPRESENTATIVE HARLESS: No.

11 REPRESENTATIVE ANCHIA: Okay.

12 REPRESENTATIVE HARLESS: But I know
13 you're going to tell me.

14 REPRESENTATIVE ANCHIA: Yeah, I -- I
15 will, because I -- I just want to clear up the fact
16 that you're concerned there are no tools.

17 Well, I'll -- I'll read from that portion
18 of the Election Code. "The presiding judge at a --
19 at a polling location can prevent violations of the
20 Election Code at the polling place. And in
21 performing those duties, the presiding judge has the
22 power of a State District Judge, including --
23 including the power to issue an arrest warrant."

24 Were you aware of that?

25 REPRESENTATIVE HARLESS: No.

House Chambers Floor Debate, 2nd

March 21, 2011

16

1 REPRESENTATIVE ANCHIA: Do you
2 think -- do you think issuing an arrest warrant to
3 stop some of this purported voter impersonation is a
4 powerful tool?

5 REPRESENTATIVE HARLESS: I think that
6 the testimony that we've heard and the articles that
7 have been reported on over the last few years, there
8 have been a number of election officers and election
9 judges that said there were people that came in to
10 vote, they had a voter registration, they returned
11 and voted again with a different voter registration,
12 and they felt they didn't have the tools
13 necessary --

14 REPRESENTATIVE ANCHIA: And -- and
15 none of those cases were documented. Right? None
16 of them.

17 REPRESENTATIVE HARLESS: They were
18 reported on.

19 REPRESENTATIVE ANCHIA: They -- they
20 were reported, maybe complaints --

21 REPRESENTATIVE HARLESS: Yes.

22 REPRESENTATIVE ANCHIA: -- possibly
23 investigated by the Attorney General, but none of
24 them ever documented or -- or conclusively
25 prosecuted. Correct?

House Chambers Floor Debate, 2nd

March 21, 2011

17

1 REPRESENTATIVE HARLESS: I don't know
2 if that's correct or not --

3 REPRESENTATIVE ANCHIA: Okay.

4 REPRESENTATIVE HARLESS: -- it was
5 not part --

6 REPRESENTATIVE ANCHIA: Okay.

7 REPRESENTATIVE HARLESS: -- of our
8 testimony in the Committee.

9 REPRESENTATIVE ANCHIA: But don't --
10 don't you think having the power as an election
11 judge to issue an arrest warrant to satisfy -- to
12 enforce the provisions of the Election Code, that's
13 not -- you -- you claim that these people are
14 helpless and they don't have the tools. But you
15 don't think that's a tool?

16 REPRESENTATIVE HARLESS: I don't
17 think it's a tool when they're not required to show
18 a photo I.D. when they show up to vote to prove they
19 are --

20 REPRESENTATIVE ANCHIA: So if you're
21 an election judge --

22 REPRESENTATIVE HARLESS: -- who they
23 say they are.

24 REPRESENTATIVE ANCHIA: -- so if
25 you're an election judge and you know you have the

House Chambers Floor Debate, 2nd

March 21, 2011

18

1 power of a State District Judge to issue an arrest
2 warrant and you see somebody who potentially is
3 committing voter impersonation and you don't do
4 anything about it, who's fault is that?

5 REPRESENTATIVE HARLESS: I think that
6 it is the legislators' -- legislature's fault --

7 REPRESENTATIVE ANCHIA: It's our
8 fault?

9 REPRESENTATIVE HARLESS: -- for not
10 putting checks and balances in place that we can
11 require a voter to prove who they are when they show
12 up to vote.

13 REPRESENTATIVE ANCHIA: Do you
14 have -- and I noticed you avoided presenting any --
15 any evidence of voter impersonation in your layout.
16 Do you have any cases of voter impersonation?

17 REPRESENTATIVE HARLESS: I'm sure you
18 know more about that than I do.

19 REPRESENTATIVE ANCHIA: Okay. Okay.
20 You're concerned about legitimate voters being
21 disenfranchised. Right?

22 REPRESENTATIVE HARLESS: I'm --
23 I'm -- I'm concerned about --

24 REPRESENTATIVE ANCHIA: That's really
25 important to you.

House Chambers Floor Debate, 2nd

March 21, 2011

19

1 REPRESENTATIVE HARLESS: --
2 protecting the public's trust and the integrity in
3 the election process.

4 REPRESENTATIVE ANCHIA: I understand.
5 As am I. As am I.

6 And you believe that passage of this bill
7 will restore confidence among the -- among members
8 of the public in the voting process and restore
9 integrity. Correct?

10 That's what you said in your layout.

11 REPRESENTATIVE HARLESS: I do.

12 REPRESENTATIVE ANCHIA: Okay. You
13 believe that?

14 REPRESENTATIVE HARLESS: I do.

15 REPRESENTATIVE ANCHIA: Why does --
16 why does it ignore mail-in ballots?

17 REPRESENTATIVE HARLESS: This bill is
18 only addressing one type of fraud --

19 REPRESENTATIVE ANCHIA: Right.

20 REPRESENTATIVE HARLESS: -- in-person
21 voter fraud.

22 REPRESENTATIVE ANCHIA: That's really
23 interesting to me, because we've got a bill that
24 addresses a narrow type of fraud that you even
25 acknowledged you had no cases of.

House Chambers Floor Debate, 2nd

March 21, 2011

20

1 REPRESENTATIVE HARLESS: I -- I did
2 not say I have no cases of.

3 REPRESENTATIVE ANCHIA: Well, then --
4 then give me a case.

5 REPRESENTATIVE HARLESS: I -- I said
6 that they were not part of our testimony.

7 REPRESENTATIVE ANCHIA: But do you
8 have -- do you have --

9 REPRESENTATIVE HARLESS: I said --

10 REPRESENTATIVE ANCHIA: -- have you
11 run across a case?

12 REPRESENTATIVE HARLESS: -- there
13 was -- there was media reported on. But continue.

14 REPRESENTATIVE ANCHIA: Okay. Okay.
15 So -- but you have no cases.

16 Would it be fair to say you have no cases
17 today of voter impersonation?

18 REPRESENTATIVE HARLESS: I have no
19 cases we're going to discuss on the House floor
20 about -- that I will --

21 REPRESENTATIVE ANCHIA: Okay. Okay.

22 REPRESENTATIVE HARLESS: -- discuss
23 on the House floor about --

24 REPRESENTATIVE ANCHIA: So the author
25 has no cases on the House floor of -- of voter

House Chambers Floor Debate, 2nd

March 21, 2011

21

1 impersonation.

2 You are yet very, very concerned about
3 integrity of elections. Correct?

4 REPRESENTATIVE HARLESS: Uh-huh.

5 REPRESENTATIVE ANCHIA: Yet this bill
6 doesn't deal with the type of voter fraud that we've
7 seen most prevalently in the State of Texas, which
8 is mail-in ballots. Correct?

9 REPRESENTATIVE HARLESS: There are
10 other pieces of legislation that --

11 REPRESENTATIVE ANCHIA: Have you
12 filed a bill on -- on mail-in ballots?

13 REPRESENTATIVE HARLESS: No, sir.

14 REPRESENTATIVE ANCHIA: But you're
15 concerned about legitimately -- legitimately --
16 legitimate votes that are casting being disen --
17 being canceled out by voter fraud, are you not?

18 REPRESENTATIVE HARLESS: I am
19 concerned about public confidence in the
20 elections --

21 REPRESENTATIVE ANCHIA: Okay.

22 REPRESENTATIVE HARLESS: -- and
23 verifying that you are who you say you are when you
24 show up to vote.

25 This is not the venue to discuss mail-in

House Chambers Floor Debate, 2nd

March 21, 2011

22

1 ballots.

2 REPRESENTATIVE ANCHIA: Well, I -- I
3 think it is, because if -- if -- if -- now the
4 narrative has changed. Before it used to be hey,
5 you know, we're really concerned about all these
6 illegal aliens coming across the border and voting.
7 And then when there was little to no evidence of
8 that, then the narrative changed, and now it's about
9 the integrity of the elections.

10 Well, the integrity of elections, if you
11 believe that narrative, also includes fraud that
12 would cancel out a person's legitimately-cast vote.
13 Am -- am I correct?

14 REPRESENTATIVE HARLESS: This is not
15 the venue to discuss in ballot -- mail-in ballots.

16 REPRESENTATIVE ANCHIA: Where do we
17 discuss it? Do we discuss it in the Senate --

18 REPRESENTATIVE HARLESS: At
19 another --

20 REPRESENTATIVE ANCHIA: -- do we
21 discuss it in the hall --

22 REPRESENTATIVE HARLESS: On another
23 legislation we can --

24 REPRESENTATIVE ANCHIA -- do we
25 discuss at my desk --

House Chambers Floor Debate, 2nd

March 21, 2011

23

1 REPRESENTATIVE HARLESS: -- we can --
2 we can discuss it all those places --

3 REPRESENTATIVE ANCHIA: -- if you
4 open the door --

5 REPRESENTATIVE HARLESS: -- in all
6 those places if you would like.

7 REPRESENTATIVE ANCHIA: If you have
8 opened the door about the integrity of elections,
9 then I think it's fair game to discuss that type of
10 fraud, which we actually do see in the State of
11 Texas, but which is --

12 REPRESENTATIVE HARLESS: Well, I look
13 forward to you bringing that bill to the Texas
14 House.

15 REPRESENTATIVE ANCHIA: -- which
16 is -- which is specifically ignored by your bill.

17 So if this is really about a desire to
18 make sure that legitimately-cast votes are not
19 counterbalanced or offset and to really restore
20 integrity elections, why don't you do anything about
21 mail-in ballots in your bill?

22 REPRESENTATIVE HARLESS: This -- this
23 bill is to address in-person possible voter fraud.

24 I appreciate you bringing up the mail-in
25 ballots, and I look forward to your bill that you

House Chambers Floor Debate, 2nd

March 21, 2011

24

1 will bring addressing that type of fraud.

2 REPRESENTATIVE ANCHIA: We actually
3 chaired -- I actually chaired a select committee on
4 that, and I've had a, in the past, mail-in ballots
5 bills.

6 REPRESENTATIVE HARLESS: I think
7 that's great legislation.

8 REPRESENTATIVE ANCHIA: I also --

9 REPRESENTATIVE HARLESS: I look
10 forward to helping you with it.

11 REPRESENTATIVE ANCHIA: But here's
12 the -- here's the -- here's the quandary for this
13 body. If you say passing this bill is going to
14 restore integrity of elections, yet you do nothing
15 in the bill to deal with mail-in ballots, and
16 70 percent of all the prosecutions by the Attorney
17 General have been in mail-in ballots, then you're
18 really not restoring integrity elections, because
19 people, like they have for the last six years, will
20 be reading about mail-in ballot fraud, mail-in
21 ballot fraud, mail-in ballot fraud --

22 THE SPEAKER: Representative Geren
23 raised a point of order.

24 THE SPEAKER: Gentleman's time's
25 expired. The point of order is well taken and

House Chambers Floor Debate, 2nd

March 21, 2011

25

1 sustained.

2 REPRESENTATIVE ANCHIA: Mr. Speaker?

3 THE SPEAKER: Mr. Anchia, for what
4 purpose?

5 REPRESENTATIVE ANCHIA: I -- I move
6 that the lady's time be extended.

7 THE SPEAKER: Members, you've heard
8 the motion. Is there an objection? Chair hears
9 none. The time is extended.

10 REPRESENTATIVE ANCHIA: Thank you,
11 Mr. Speaker.

12 Let's talk a little bit about the Voting
13 Rights Act, if you didn't mind. There -- there --
14 how much money is in the bill for informing Texans
15 about the change in the law?

16 REPRESENTATIVE HARLESS: The fiscal
17 note on the bill is 2 million-24,000 dollars.

18 REPRESENTATIVE ANCHIA: Okay. And --
19 and where is that money going to come from?

20 REPRESENTATIVE HARLESS: That money
21 is already appropriated in our base budget that
22 Chairman Pitts presented. We have officially
23 \$43 million of HAVA funds, Help America Vote Funds,
24 left over from past sessions. And we are pretty
25 confident once we request the approval of use of

House Chambers Floor Debate, 2nd

March 21, 2011

26

1 those funds that we can use those funds to offset
2 the cost of this fiscal note.

3 REPRESENTATIVE ANCHIA: And what is
4 that request going to entail?

5 REPRESENTATIVE HARLESS: It entails
6 writing to the Department of Elections Assistance.

7 REPRESENTATIVE ANCHIA: The Elections
8 Assistance Commission --

9 REPRESENTATIVE HARLESS: Yes.

10 REPRESENTATIVE ANCHIA: -- the EAC?

11 REPRESENTATIVE HARLESS: Yes.

12 REPRESENTATIVE ANCHIA: And does it
13 also require an amendment of our state plan?

14 REPRESENTATIVE HARLESS: I'm not
15 advised.

16 REPRESENTATIVE ANCHIA: Okay. Let me
17 ask you about how those funds are going to be spent.

18 How many of those HAVA funds that are
19 appropriated in this bill are going to be dedicated
20 to educating Latinos, African Americans and Asians
21 on the new photo identification requirement under
22 Senate Bill 14?

23 REPRESENTATIVE HARLESS: The
24 methodology in the fiscal note says that there will
25 be \$2 million for the fiscal year 2012, an estimated

House Chambers Floor Debate, 2nd

March 21, 2011

27

1 five -- or half a million dollars to research and
2 develop ways to inform the public on new
3 identification requirements, additional costs of
4 1.5 million in media advertising, television --
5 of -- a breakdown of that, 750,000 in television,
6 300,000 in radio and 300,000 in print and Internet
7 of 150,000. The Secretary of State indicates
8 federal funds associated with Help America Vote Act
9 may be available for use, but the Agency will need
10 to verify that with the federal government once this
11 has passed.

12 REPRESENTATIVE ANCHIA: And the
13 voting -- Voting Rights Act covers the State of
14 Texas. Correct?

15 REPRESENTATIVE HARLESS: Excuse me?

16 REPRESENTATIVE ANCHIA: I'm sorry.
17 The voting Rights Act covers the State of Texas.
18 Correct?

19 REPRESENTATIVE HARLESS: Yes.

20 REPRESENTATIVE ANCHIA: And the --
21 there are protected classes under the Voting Rights
22 Act. Correct?

23 REPRESENTATIVE HARLESS: Yes.

24 REPRESENTATIVE ANCHIA: So -- so my
25 question didn't relate generally to what the fiscal

House Chambers Floor Debate, 2nd

March 21, 2011

28

1 note said. It related specifically to Latinos and
2 African Americans, and I also included Asian
3 Americans because of your home county, Harris
4 County, that has a significant Asian American
5 population.

6 So what -- what percentages of -- of the
7 \$2 million will be dedicated to those protected
8 classes?

9 REPRESENTATIVE HARLESS: It is not
10 broken out specifically in the bill. I think that
11 this bill will increase turnout in education among
12 all voters.

13 REPRESENTATIVE ANCHIA: Okay. But
14 there's nothing in your bill dealing specifically
15 with Latinos or African Americans. Correct?

16 REPRESENTATIVE HARLESS: It will
17 increase turnout of all voters and education of all
18 voters.

19 REPRESENTATIVE ANCHIA: But -- but
20 there's -- is there -- I'll rephrase the question in
21 case we didn't understand. Is there anything in
22 your bill --

23 REPRESENTATIVE HARLESS: I'm a
24 blonde, and that happens.

25 REPRESENTATIVE ANCHIA: Is there

House Chambers Floor Debate, 2nd

March 21, 2011

29

1 anything in your bill that specifically requires
2 education of Latinos and African Americans covered
3 under the Voting Rights Act? And I'll put -- I'll
4 throw in Asians, as well.

5 REPRESENTATIVE HARLESS: The bill
6 that we filed is modeled on the Georgia and Indiana
7 legislation that have both been upheld by the U.S.
8 Constitution and precleared by the Department of
9 Justice. We -- we have put --

10 REPRESENTATIVE ANCHIA: Do you know
11 what's in your bill?

12 REPRESENTATIVE HARLESS: I -- I think
13 I do. I've read it several times.

14 REPRESENTATIVE ANCHIA: Okay. If you
15 know what's in your bill, then you can answer this
16 question.

17 Is there -- is there any funding
18 specifically dedicated to Latinos or African
19 Americans or Asians, which are protected classes
20 under the Voting Rights Act?

21 I mean, it -- it's -- it's either in there
22 or it's not.

23 REPRESENTATIVE HARLESS: The -- the
24 funding in the bill provides education for all
25 voters --

House Chambers Floor Debate, 2nd

March 21, 2011

30

1 REPRESENTATIVE ANCHIA: Okay.

2 REPRESENTATIVE HARLESS: -- across
3 the State of Texas.

4 REPRESENTATIVE ANCHIA: But not
5 specifically. Not specifically. Correct?

6 REPRESENTATIVE HARLESS: It does not
7 specifically --

8 REPRESENTATIVE ANCHIA: Okay.

9 REPRESENTATIVE HARLESS: -- carve
10 anything out. This will increase voter turnout and
11 education for all voters.

12 REPRESENTATIVE ANCHIA: Will -- will
13 the educational materials and promotional materials
14 be presented in English, Spanish and Vietnamese with
15 respect to Harris County?

16 REPRESENTATIVE HARLESS: They will be
17 printed in the language that the counties are
18 required to provide the language in.

19 REPRESENTATIVE ANCHIA: But there's
20 nothing in your bill that -- that specifically
21 states that you will have bilingual Spanish,
22 English, Viet -- Vietnamese documents. Correct?

23 REPRESENTATIVE HARLESS: There is an
24 amendment that was added in the Senate -- in the
25 Senate that says, "The website in each language

House Chambers Floor Debate, 2nd

March 21, 2011

31

1 which the voters registration materials are
2 available."

3 REPRESENTATIVE ANCHIA: Right.

4 And -- and the website is -- is --

5 REPRESENTATIVE HARLESS: Is that what
6 you're asking?

7 REPRESENTATIVE ANCHIA: Slightly
8 different.

9 The website is a little bit different than
10 the promotional and educational materials that are
11 going to be distributed to -- to people who may be
12 in the protected classes.

13 So I was just trying to get at whether
14 your bill includes anything related to promotional
15 materials in English, Spanish and Vietnamese.

16 REPRESENTATIVE HARLESS: It allows
17 for the printing in the language that the counties
18 are required to on all the notices at the polling
19 places and that the County Registrar will provide.

20 REPRESENTATIVE ANCHIA: And that --
21 and that language is in your bill?

22 REPRESENTATIVE HARLESS: Yes.

23 REPRESENTATIVE ANCHIA: Okay. Can
24 you tell me where?

25 REPRESENTATIVE HARLESS: Well,

House Chambers Floor Debate, 2nd

March 21, 2011

32

1 Section 31.012 is --

2 REPRESENTATIVE ANCHIA: On -- on what
3 page, really quickly?

4 REPRESENTATIVE HARLESS: Page 3 under
5 Section 5.

6 REPRESENTATIVE ANCHIA: Okay. Under
7 Section 5.

8 REPRESENTATIVE HARLESS: Talks about
9 the languages. And that is also --

10 REPRESENTATIVE ANCHIA: "And each
11 language which voter registration -- registration is
12 material -- is -- is -- materials are available."

13 REPRESENTATIVE HARLESS: Yeah.

14 REPRESENTATIVE ANCHIA: I -- I -- I
15 do see that in your bill.

16 REPRESENTATIVE HARLESS: Yeah.

17 REPRESENTATIVE ANCHIA: But -- but
18 that's specifically --

19 REPRESENTATIVE HARLESS: And that's a
20 requirement of the Federal Voter Right Act. I mean,
21 that's --

22 REPRESENTATIVE ANCHIA: The Voting
23 Rights Act?

24 REPRESENTATIVE HARLESS: Right.

25 REPRESENTATIVE ANCHIA: Okay. But

House Chambers Floor Debate, 2nd

March 21, 2011

33

1 I'm asking you a slightly different question.

2 Will the, for example, T.V. and radio and
3 additional notices that are above and beyond this --
4 this section of your bill, which is the posted
5 notice, is -- are -- are those -- is T.V. and radio
6 going to be done in multiple language?

7 REPRESENTATIVE HARLESS: To my
8 understanding, the testimony that we had in
9 Committee, where you were at, The Secretary of
10 State, Ann McGeehan, said that they would look at
11 the best practices of other states and decide the
12 best way to accommodate that. So I don't know that
13 that specific question was answered from the
14 testimony in Committee. You were there.

15 REPRESENTATIVE ANCHIA: I don't -- I
16 don't believe it was, and I don't think it's
17 included in the bill, either.

18 What if --

19 REPRESENTATIVE HARLESS: So next
20 question?

21 REPRESENTATIVE ANCHIA: Yeah. What
22 efforts will be made to ensure African American --
23 African Americans and Latinos will be able to access
24 free identification documents? Is there going to
25 be -- are there going to be mobile units or any

House Chambers Floor Debate, 2nd

March 21, 2011

34

1 specific outreach?

2 REPRESENTATIVE HARLESS: There was no
3 testimony on that.

4 REPRESENTATIVE ANCHIA: No. But what
5 does your bill say?

6 REPRESENTATIVE HARLESS: There's no
7 specifics in that. That will --

8 REPRESENTATIVE ANCHIA: Okay.

9 REPRESENTATIVE HARLESS: -- that will
10 be up to the Secretary of State to divide -- decide
11 those procedures.

12 REPRESENTATIVE ANCHIA: Have you --
13 and -- and I know you've -- you've done a lot of
14 work on this bill and a lot of research.

15 What academic studies have you run across
16 to determine the number of minorities that lack
17 required photo identification?

18 REPRESENTATIVE HARLESS: From all the
19 testimony that we've had in Committee, there was no
20 possible way to determine that.

21 REPRESENTATIVE ANCHIA: And -- and
22 you're -- you're not aware of any academic studies,
23 which is what my question was asking, any academic
24 studies that deal with that issue?

25 REPRESENTATIVE HARLESS: There are so

House Chambers Floor Debate, 2nd

March 21, 2011

35

1 many studies out there that -- no, they all look the
2 same in my head.

3 REPRESENTATIVE ANCHIA: Okay. Okay.

4 REPRESENTATIVE HARLESS: And I only
5 had this notebook, so I couldn't bring everything.

6 REPRESENTATIVE ANCHIA: Are -- are
7 you aware of any studies conducted by a State agency
8 to project the number of voters that lack the
9 required identification and what percentage of these
10 voters are African American or Hispanic?

11 Are you aware of any studies like that?

12 REPRESENTATIVE HARLESS: I did not
13 see that in testimony.

14 REPRESENTATIVE ANCHIA: Yeah. But
15 are you aware of any studies above and beyond the
16 testimony?

17 REPRESENTATIVE HARLESS: No.

18 REPRESENTATIVE ANCHIA: Okay.

19 REPRESENTATIVE HARLESS: Not advised.

20 REPRESENTATIVE ANCHIA: Okay. Why
21 are the identification requirements of Senate Bill
22 14 more restrictive than Senate Bill 362 from last
23 session?

24 Is -- is there any evidence to suggest
25 something's changed?

House Chambers Floor Debate, 2nd

March 21, 2011

36

1 REPRESENTATIVE HARLESS: We've had
2 two additional years to see that photo I.D. is
3 working in other states. We've also had two
4 additional years to hear from the public on their
5 concerns of the integrity of the ballot box.

6 Only a true photo I.D. bill can deter and
7 detect fraud at the polls and can protect the
8 public's confidence in the election.

9 REPRESENTATIVE ANCHIA: Is it -- is
10 it possible that Latinos and African Americans in
11 Texas will be put in a worse position in terms of
12 electoral power as a result of Senate Bill 14?

13 REPRESENTATIVE HARLESS: I believe
14 with all my heart this bill will increase turnout of
15 all voters in the State of Texas.

16 REPRESENTATIVE ANCHIA: What -- what
17 if you're wrong? Are there any -- are there any
18 safeguards in the bill to remedy the situation? For
19 example, a sunset (phonetic) provision if we see
20 that there's substantial numbers of African
21 Americans and Latinos that are disenfranchised by
22 the bill?

23 REPRESENTATIVE HARLESS: In the two
24 states that have passed this type of voter --
25 similar bills that -- to our bill, they have showed

House Chambers Floor Debate, 2nd

March 21, 2011

37

1 increased in election for the minorities. And I
2 think that we will see the same results in Texas.
3 This will increase turnout of all voters because of
4 the restored confidence that their vote counts.

5 REPRESENTATIVE ANCHIA: Okay. And
6 just to be clear, Indiana, which is one of the
7 states, is not a Voting Rights Act-covered
8 jurisdiction. Right?

9 REPRESENTATIVE HARLESS: Right.

10 REPRESENTATIVE ANCHIA: And Georgia,
11 which is Voting Rights Act-covered, doesn't have
12 a -- as large a Latino population as Texas.
13 Correct?

14 REPRESENTATIVE HARLESS: I have no
15 idea.

16 REPRESENTATIVE ANCHIA: Okay. Well,
17 I would submit to you it doesn't.

18 Is there any trigger mechanism for more
19 funding or increased outreach if something does go
20 wrong in the bill and it turns out Latinos and
21 African Americans are -- disenfranchised?

22 REPRESENTATIVE HARLESS: The
23 testimony of the LBB --

24 THE SPEAKER: Representative Geren
25 raises a point of order. The gentleman's time is

House Chambers Floor Debate, 2nd

March 21, 2011

38

1 expired. The point of order is well taken and
2 sustained.

3 REPRESENTATIVE ANCHIA: Mr. Speaker?

4 THE SPEAKER: Mr. Anchia, for what
5 purpose?

6 REPRESENTATIVE ANCHIA: I'd like to
7 ask that the -- the exchange between Representative
8 Harless and myself related to the Voting Rights Act
9 be reduced to writing and placed in the record,
10 please.

11 THE SPEAKER: Members, you've heard
12 the motion. Is there objection? Chair hears none.
13 So ordered.

14 Following amendment, the Clerk will read
15 the amendment.

16 REPRESENTATIVE ANCHIA: Mr. Speaker.

17 THE SPEAKER: Mr. Anchia, for what
18 purpose?

19 REPRESENTATIVE ANCHIA: Mr. Speaker,
20 I move to extend the gentle lady's time, please.

21 REPRESENTATIVE HARLESS: No.

22 THE SPEAKER: Members, there's a
23 second extension of time. Is there objection?

24 REPRESENTATIVE HARLESS: Yes.

25 THE SPEAKER: Chair hears objection.

House Chambers Floor Debate, 2nd

March 21, 2011

39

1 REPRESENTATIVE HARLESS: Thank you.

2 THE SPEAKER: Following amendment.

3 The Clerk will read the amendment.

4 THE CLERK: Amendment by Anchia.

5 THE SPEAKER: Chair recognizes
6 Representative Anchia.

7 REPRESENTATIVE TURNER: Dr. Geren.

8 REPRESENTATIVE ANCHIA: Thank you,
9 Mr. Speaker and Members.

10 I'm under no illusion as to what the
11 outcome is going to be today, but I just want to
12 remind everybody how we got here.

13 The narrative started, I guess, a couple
14 years ago with allegations of busloads of
15 undocumented immigrants coming and voting in our
16 elections and stealing our elections. I mean, if
17 that happens -- I mean, clearly they're all voting
18 straight ticket Republican if -- if the results of
19 the last election are to believe -- to be believed.

20 UNIDENTIFIED REPRESENTATIVE:

21 (Inaudible).

22 REPRESENTATIVE ANCHIA: But we've
23 seen no -- well, you just taught them how, right,
24 Tuffy?

25 We've seen no evidence of that despite us

House Chambers Floor Debate, 2nd

March 21, 2011

40

1 studying this issue since 2004.

2 You know, after I got elected in 2004
3 there was an election contest between former
4 Representative Talmadge Heflin and my good friend
5 and colleague Hubert Vo. And there were wild
6 allegations, wild allegations, of non-citizen
7 Vietnamese voting. And after a special election --
8 excuse me, a Special Committee was appointed and a
9 Special Master looked at the -- at the issue, it
10 turns out that there was one -- one non-citizen who
11 voted. He voted with an I.D. He was a legal
12 permanent resident not from Vietnam or Mexico, but
13 he was from Norway. And his vote would not have
14 been prevented by the current bill.

15 In 2005, Mary Denny filed our -- our first
16 photo I.D. bill. She took testimony, and she
17 couldn't find any cases of voter impersonation.

18 In 2006, I sat on the Interim Committee,
19 and we studied it again. And, again, no -- no
20 documented cases of voter impersonation.

21 In 2006, the A.G. said that voter fraud
22 was epidemic, and he started a multi-year
23 investigation that resulted in one case of voter
24 impersonation. Again, ironically, that would not
25 have been prevented by this current bill, because he

1 used the -- the perpetrator used a photo I.D.

2 In 2007 we again heard testimony and again
3 found no evidence of voter impersonation.

4 On the House floor in 2007, Representative
5 Betty Brown, the author of the photo I.D. bill, held
6 up a stack of papers where she alleged that there
7 was a great number of illegal immigrants that were
8 voting in our elections. And when Representative
9 Hochberg examined those papers, the allegations were
10 proved to be false. At that point the Republican
11 D.A. of San Antonio launched a county-wide
12 initiative on voter fraud and found no cases of
13 voter impersonation.

14 In the 2008 interim, the Elections
15 Committee Chair wrote a letter -- letter ceasing
16 [sic] upon the State audit of our statewide voter
17 registration database, saying -- saying that 90,000
18 felons and illegal aliens had voted. That also
19 proved to be false, and he was forced to retract the
20 statement to the press.

21 In 2009, again we took testimony until the
22 late hours; and, again, no documented cases of voter
23 impersonation.

24 And we have recently conducted an election
25 contest where, again, hundreds of votes were

House Chambers Floor Debate, 2nd

March 21, 2011

42

1 examined, and no cases of voter impersonation.

2 So ladies and gentlemen, the goal post has
3 now moved, because, as the author's pointed out,
4 this is no longer about voter impersonation. This
5 is about the integrity of elections.

6 Really? Do we really believe that?
7 Because if this was about the integrity of
8 elections -- of elections then we would clearly be
9 focused on the place where 90 percent -- or 70
10 percent of all the Attorney General's investigations
11 have been -- excuse me, investigations and
12 prosecutions have been, which is in mail-in ballots.

13 UNIDENTIFIED REPRESENTATIVE:

14 Mr. Speaker.

15 REPRESENTATIVE ANCHIA: If we really
16 care about the one person -- the person that gets
17 disenfranchised because a fraudulent vote is cast,
18 then the emergency would not be voter impersonation;
19 the emergency would be mail-in ballots.

20 UNIDENTIFIED REPRESENTATIVE: You
21 can --

22 REPRESENTATIVE ANCHIA: Yet this bill
23 specifically -- specifically ignores mail-in
24 ballots.

25 UNIDENTIFIED REPRESENTATIVE: Well,

House Chambers Floor Debate, 2nd

March 21, 2011

43

1 I'll be quiet.

2 REPRESENTATIVE ANCHIA: So day after
3 day, even if this bill passed, people are going to
4 hear about illegal voting through mail-in ballots.
5 They're going -- they read articles in the Texas
6 Watchdog that will be circulated around on blogs
7 that talk about mail-in ballot fraud. And this bill
8 will have done nothing to increase confidence in
9 elections or integrity in elections.

10 The reality is that after we pass this
11 bill, people are not going to feel any better about
12 mail-in ballot fraud, the incidents of fraud.
13 They're not going to feel any better about
14 electronic voting, which has lowered confidence in
15 elections.

16 So the narrative I -- understandably so,
17 has changed from the authors of the photo I.D. bill
18 from voter impersonation, that there's little to no
19 evidence of, to the integrity of elections.

20 I also find it ironic that the type of
21 voter fraud that this -- that this bill seeks to
22 address is one that happens in public. It happens
23 in front of election judges --

24 REPRESENTATIVE VAN TAYLOR:
25 Mr. Speaker --

House Chambers Floor Debate, 2nd

March 21, 2011

44

1 REPRESENTATIVE ANCHIA: -- it
2 happens -- it happens in front of witnesses. In
3 fact, it happens in front of elections judges that
4 have -- election judges --

5 THE SPEAKER: Mr. Taylor, for what
6 purpose?

7 REPRESENTATIVE ANCHIA: -- that have
8 esteemed power --

9 REPRESENTATIVE TAYLOR: Mr. Speaker,
10 will the gentleman yield?

11 REPRESENTATIVE ANCHIA: Not at this
12 time.

13 REPRESENTATIVE TAYLOR: Very well.

14 REPRESENTATIVE ANCHIA: When I
15 conclude my comments, Representative Taylor, I'm
16 happy to have my time extended as long as you want.
17 I afforded the lady the courtesy to lay out her
18 bill, and I'm going to lay out mine. Thank you.

19 UNIDENTIFIED REPRESENTATIVE: Is this
20 an amendment?

21 UNIDENTIFIED REPRESENTATIVE: Yeah.
22 This is an amendment.

23 UNIDENTIFIED REPRESENTATIVE: This is
24 an amendment.

25 REPRESENTATIVE ANCHIA: So you're

1 dealing with the type of fraud that occurs in public
2 in front of witnesses, frequently with law
3 enforcement involved and -- and present at the
4 polling location. And an anonymous type of fraud,
5 which is mail-in ballots, is completely ignored by
6 this bill, the one that happens in the shadows away
7 from the polling location, with no judges, with no
8 witnesses. That's the type that we should be
9 concerned about, but is -- but is exempted by this
10 bill.

11 I asked the author about academic studies
12 that she's looked at to gauge the potential
13 disenfranchising impact of this bill on African
14 Americans and Latinos, because my fear is that this
15 bill is not going to increase the integrity of
16 elections, but instead is going to keep legitimately
17 eligible Texans from the polls.

18 In 2006, the Brennan Center at New York
19 University Law School found that 25 of Africa --
20 25 percent of African Americans have no
21 government-issued photo I.D., nor do 18 percent of
22 seniors over 65, not 70 as the bill says, but 65,
23 nor do 15 percent of all people earning under 35,000
24 a year, not 15,000 a -- a year, like the bill says.

25 A study of voters in Wisconsin that talked

House Chambers Floor Debate, 2nd

March 21, 2011

46

1 about the driver's license status of the voting age
2 population pointed out that less than 47 percent of
3 Milwaukee County -- Milwaukee County African
4 Americans and 43 percent of Hispanics had valid
5 driver's licenses. A paper at Rutgers University
6 from Professors Virtualaty (phonetic) and
7 Anderson --

8 UNIDENTIFIED REPRESENTATIVE: Believe
9 he's doing all this.

10 REPRESENTATIVE ANCHIA: -- looked at
11 the effects of voter identification requirements on
12 turnout and found that voters in photo I.D. states
13 are less likely to vote --

14 UNIDENTIFIED REPRESENTATIVE: --
15 undoing bill.

16 REPRESENTATIVE ANCHIA: -- than those
17 who don't have photo I.D. requirements.

18 UNIDENTIFIED REPRESENTATIVE: Make
19 his case and --

20 REPRESENTATIVE ANCHIA: And my fear
21 is, Members, that the way this bill is crafted, it's
22 going to have a disproportionate impact on the poor.
23 It's going to have -- not indigent, as the bill
24 says, but the poor, on African Americans and
25 Hispanics. And I hope that this is not what it's

House Chambers Floor Debate, 2nd

March 21, 2011

47

1 about, because we know it's not about voter -- voter
2 impersonation. We still don't have one case here on
3 the House floor. And we know about -- it's not
4 about the integrity of elections, because if it was
5 about the integrity of elections it would be about
6 mail-in ballots. So we know it's not about those
7 things.

8 And I fear, Members, that it's about
9 something else, and it's about fewer people voting.

10 UNIDENTIFIED REPRESENTATIVE: Person
11 (inaudible).

12 REPRESENTATIVE ANCHIA: Of all
13 Americans without a license, 70 percent are women.
14 Women are more than twice as likely not to have a
15 driver's license. One of every five senior women
16 does not have a driver's license. And even though
17 this bill picks up 70-year-olds, you become a senior
18 much earlier than that.

19 Now, let's talk about what the real crisis
20 is in Texas elections, in Texas democracy. It's not
21 that too many people are voting; it's that too few
22 are voting. If you looked at the elections in 2000,
23 when you had a sitting Texas Governor running for
24 President, we ranked 47 -- 42nd of 50 states in
25 terms of voter turnout. When you fast forward to

House Chambers Floor Debate, 2nd

March 21, 2011

48

1 2004, when you had a sitting Texas President, we
2 ranked 46th out of 50 states in terms of voter
3 turnout. In 2008, with all of the excitement
4 surrounding the candidates in Texas, we were 48th
5 out of 50 states in terms of report turnout. And
6 during the last election cycle, Members, we were
7 50th out of 50 states in terms of election turnout.

8 So if you believe that the Texas democracy
9 is strengthened by active voter participation, then
10 the real crisis is not voter impersonation, it's not
11 this ephemeral integrity of elections that won't be
12 solved by this bill; it is that too few people are
13 voting in our Texas elections. This bill does
14 nothing to allow more people to vote in elections.
15 Instead it places additional hurdles in front of
16 eligible Texans --

17 UNIDENTIFIED REPRESENTATIVE: I know
18 (inaudible).

19 REPRESENTATIVE ANCHIA: -- that
20 should be given the right to vote. And, ladies and
21 gentlemen, I fear that that's what this bill is
22 about.

23 I hope that during the debate today we're
24 going to have a number of -- of amendments today
25 that deal with the affidavits that are contained in

House Chambers Floor Debate, 2nd

March 21, 2011

49

1 this bill and broadening those affidavits to make
2 sure Texans are not left behind.

3 We're going to have a number of amendments
4 increasing the types of photo I.D. -- not non-photo
5 I.D., but photo I.D. that can be used to satisfy
6 this bill. And we're going to have a number of
7 amendments related to education and implementation
8 of this bill, because I hope we will not --

9 THE SPEAKER: Representative Geren
10 raises a point of order. Gentleman's time is
11 expired. The point of order is well taken and
12 sustained.

13 REPRESENTATIVE TAYLOR: Mr. Speaker?

14 THE SPEAKER: Mr. Taylor, for what
15 purpose?

16 REPRESENTATIVE TAYLOR: Will the
17 gentleman yield?

18 THE SPEAKER: The gentleman's time
19 has expired.

20 REPRESENTATIVE TAYLOR: Move to
21 extend the time, Mr. Speaker.

22 THE SPEAKER: Members, you've heard
23 the motion. Is there objection? Chair hears none.
24 So ordered.

25 REPRESENTATIVE TAYLOR: Mr. Speaker?

House Chambers Floor Debate, 2nd

March 21, 2011

50

1 THE SPEAKER: Mr. Taylor.

2 REPRESENTATIVE TAYLOR: Will the
3 gentleman yield?

4 REPRESENTATIVE ANCHIA: I yield.

5 THE SPEAKER: Gentleman yields.

6 REPRESENTATIVE TAYLOR: Mr. Anchia,
7 you were elected in 2004. Is that correct?

8 REPRESENTATIVE ANCHIA: Yes,
9 November, 2004.

10 REPRESENTATIVE TAYLOR: All right.

11 In November of 2004, I was actually an election
12 observer in your district, and I watched a voter
13 come in and present her -- present her photo I.D. to
14 attempt to vote. And she was informed by the
15 election judge that she had already voted. And she
16 told the election judge, "That's not possible. I
17 was out of the country for the last two weeks. I
18 could not have voted early." Sadly, this voter,
19 perhaps wanting to vote for you, had her vote stolen
20 from her.

21 Would your amendment help that voter keep
22 her vote?

23 REPRESENTATIVE ANCHIA: No. In fact,
24 I'm kind of curious, if -- if -- was that ever
25 turned over to the district attorney, then District

House Chambers Floor Debate, 2nd

March 21, 2011

51

1 Attorney Hill? Did he prosecute the case? Because
2 clearly, if -- if someone had stolen her vote, if it
3 was not a clerical error, as many times is the case
4 when -- when people are shown as having voted when
5 they didn't, I'd be curious to know if -- if the
6 proper channels were used with the existing
7 enforcement infrastructure that we have. And I
8 don't know.

9 REPRESENTATIVE TAYLOR: Do you -- it
10 is my -- we hope that this bill will stop the kind
11 of voter -- the stolen vote that I witnessed in your
12 district in 2004.

13 Doesn't your amendment take away our
14 ability to stop this kind of fraud?

15 REPRESENTATIVE ANCHIA: No, not at
16 all. In fact, our ability to stop this kind of
17 fraud is -- remains intact.

18 I mean, what should have happened in that
19 situation -- we don't know if that was in person --
20 I -- I -- I hope you're not alleging that you know
21 for a fact that it was in-person versus mail-in
22 ballot fraud. Right?

23 You don't know that, do you?

24 REPRESENTATIVE TAYLOR: It had to be
25 in person.

House Chambers Floor Debate, 2nd

March 21, 2011

52

1 REPRESENTATIVE ANCHIA: Explain that
2 to me.

3 REPRESENTATIVE TAYLOR: Well, it had
4 to be in person, because the election judge, when
5 they went over the rolls, determined that the voter
6 had voted early.

7 REPRESENTATIVE ANCHIA: Okay. And --
8 and was it determined that it was actually fraud or
9 mistake?

10 REPRESENTATIVE TAYLOR: Unknown.

11 REPRESENTATIVE ANCHIA: Unknown.
12 Okay.

13 So let's -- because many times, I mean,
14 you hear reports in the media about this widespread
15 fraud, and when election officials go back to check
16 a poll worker checked the wrong box --

17 REPRESENTATIVE TAYLOR: Sure.

18 REPRESENTATIVE ANCHIA: -- a person
19 signed in the wrong place.

20 So, I mean, I would -- I would refrain
21 from jumping to conclusions about -- about whether
22 it was fraud. And -- and I fear that's what we have
23 based and predicated this bill on is anecdote, is
24 suspicion, is in -- in some cases outright
25 falsehood. And, you know, I fear that -- that we're

1 making policy when we have tools in place already.
2 It's a state jail felony.

3 And I would submit to you the reason I
4 don't think voter impersonation happens is because
5 it's too risky for people to show up having stolen
6 somebody else's voter registration certificate and
7 subject themselves -- to change one vote, subject
8 themselves to two to ten years in jail, \$10,000
9 worth of fines in front of witnesses, including
10 someone who has the powers, including the powers of
11 arrest, of a State District Judge. I mean, and
12 that's why -- that's why we see most of the fraud
13 that we do see in mail-in ballots, because it's
14 scalable. You can -- you can get more mail-in
15 ballots. It is anonymous, and it has -- and you
16 don't have to do it in front of witnesses where
17 you're -- where you're committing illegal voting or
18 voter impersonation and subject yourself to that.
19 The penalties are lower.

20 So that's why I don't think it happens in
21 the frequency that -- that many people imagine or
22 allege or suspect.

23 And so I think a lot of the cases like
24 you're bringing up today, which are probably mistake
25 rather than fraud, get publicized and trumped up.

House Chambers Floor Debate, 2nd

March 21, 2011

54

1 When they're actually investigated, they turn out to
2 be something else.

3 REPRESENTATIVE TAYLOR: Sure.

4 Well, this particular voter, after
5 discovering that they couldn't vote, asked the
6 question, "Where is my voter registration card? I
7 never received it."

8 Now, under current law a voter
9 registration card, which has no photo -- no
10 photograph on it, a person can use that as
11 identification. Correct?

12 REPRESENTATIVE ANCHIA: You know, I'm
13 glad you brought up the photo -- voter registration
14 card, because under this bill they'll have no
15 purpose. Right?

16 A voter registration card if -- if we move
17 to a photo I.D. standard, really will be useless,
18 other than for mailing people information.

19 The irony is that the quick fix on this is
20 that you could put people's photograph on a voter
21 registration card and make it incumbent upon the
22 State to do that. But I can -- that approach has
23 never been accepted. We've offered it many times
24 here on the House floor and -- and the majority has
25 always chosen to resist that, even though that's the

House Chambers Floor Debate, 2nd

March 21, 2011

55

1 simplest and most straightforward way to solve the
2 problem.

3 REPRESENTATIVE TAYLOR: Thank you,
4 Representative Anchia.

5 REPRESENTATIVE ANCHIA: Thank you,
6 Representative.

7 UNIDENTIFIED REPRESENTATIVE: Vote?
8 Vote?

9 REPRESENTATIVE ANCHIA:
10 Mr. Speaker -- Mr. Speaker --

11 THE SPEAKER: Representative Anchia,
12 for what purpose?

13 REPRESENTATIVE ANCHIA: Because my
14 amendment strikes the enacting clause, and I -- and
15 I know that that will be the outcome -- I know what
16 outcome will be of this vote. I'm not going to make
17 people take a vote on this.

18 But what I will ask the Members of the
19 House is to look at these amendments with an open
20 mind. These amendments deal with the affidavit
21 bypass provisions that already exist in the bill.
22 These amendments are going to deal with the types of
23 photo I.D. that people are -- or the types of I.D.
24 that people are allowed to bring to the polling
25 location so they're not disenfranchised.

House Chambers Floor Debate, 2nd

March 21, 2011

56

1 So, Mr. Speaker, I'm going to pull down
2 this amendment which strikes the enacting clause,
3 and instead I'm going to go ahead and -- and
4 withdraw and it and ask that the membership really
5 be constructive and listen to the debate, listen to
6 the amendments, because I think they're -- there are
7 opportunities to fix this bill so that legitimately
8 eligible and registered Texans are not left behind.

9 Thank you. I withdraw the amendment.

10 THE SPEAKER: The amendment is
11 withdrawn.

12 Following amendment. The Clerk will read
13 the amendment.

14 THE CLERK: (Inaudible) by Giddings.

15 THE SPEAKER: Chair recognizes
16 Representative Giddings.

17 REPRESENTATIVE GIDDINGS: Thank you,
18 Mr. Speaker. Sorry.

19 Members, this amendment would allow a
20 person who is a victim of identity theft within 45
21 days of an election to present an affidavit
22 notarized under the penalties of perjury asserting
23 that their proof of identification had been stolen
24 along with a copy of an official police report. It
25 would allow that person with those two documents to

House Chambers Floor Debate, 2nd

March 21, 2011

57

1 have an exemption and be allowed to vote in the
2 election.

3 I think we want to make sure that we do
4 everything that we can to allow every eligible voter
5 to vote and not disenfranchise any voters.

6 THE SPEAKER: Representative Munoz,
7 for what purpose?

8 REPRESENTATIVE MUNOZ: Will the
9 gentle lady yield for question?

10 THE SPEAKER: Will the lady yield?

11 REPRESENTATIVE GIDDINGS: Yes.

12 THE SPEAKER: Lady yields.

13 REPRESENTATIVE MUNOZ: Thank you.

14 Representative, when an individual goes to
15 vote is there any system in place currently in which
16 the election worker can ascertain if the voter is a
17 victim of identity theft?

18 REPRESENTATIVE GIDDINGS: I'm sorry.
19 I could not hear you.

20 REPRESENTATIVE MUNOZ: Okay. When an
21 individual goes to vote is there any system in place
22 currently by which where the election worker can
23 ascertain that reporter is a victim of I.D. theft?

24 REPRESENTATIVE GIDDINGS: Not that I
25 am aware of. And it is a very, very serious issue,

House Chambers Floor Debate, 2nd

March 21, 2011

58

1 because, as most of the Members of the House know, I
2 myself have been a victim of identity theft. And
3 there is a period of time when you're trying to get
4 a new driver's license and a new Social Security
5 card and whatever else, that you may not have any
6 photo proof of identity.

7 REPRESENTATIVE MUNOZ: So you feel
8 that this would be necessary to protect those
9 individuals that have been the victim of identity
10 theft. Correct?

11 REPRESENTATIVE GIDDINGS: Yes, I do,
12 because we want to do everything that we can to make
13 sure that no eligible voter is disenfranchised. And
14 I think that's what we do with this amendment.

15 It's a -- it's a very narrowly-drafted
16 amendment, and it only applies to those people who
17 have two things: One, they have an affidavit that
18 has been executed under the penalties of perjury
19 that they are a victim of identity theft, and they
20 have a verifying document, an official police
21 report. So they have two items that they can
22 present at the elections office.

23 REPRESENTATIVE MUNOZ: Thank you,
24 Representative.

25 REPRESENTATIVE GIDDINGS:

House Chambers Floor Debate, 2nd

March 21, 2011

59

1 Mr. Speaker, I move adoption.

2 THE SPEAKER: Is anyone wishing to
3 speak for or against the amendment? If not,
4 Members, the question occurs on the adoption of the
5 Giddings amendment.

6 Chair recognizes Representative Harless.

7 REPRESENTATIVE HARLESS: Mr.
8 Speaker -- Members, Mr. Speaker, I would move to ask
9 you to table the exemption from the photo I.D.
10 requirements.

11 A signed affidavit that is stolen, it
12 takes away some of the photo identifications that
13 will be presented in this bill. So I move to table.

14 UNIDENTIFIED REPRESENTATIVE:
15 Mr. Speaker?

16 THE SPEAKER: Mr. Hochberg, for what
17 purpose?

18 REPRESENTATIVE HOCHBERG: Will the
19 gentle lady yield for a question?

20 THE SPEAKER: Lady yield?

21 REPRESENTATIVE HARLESS: Yes, sir.

22 REPRESENTATIVE HOCHBERG:
23 Representative Harless, maybe I don't understand
24 this correctly, but this is for somebody that has
25 their photo I.D. stolen. And so without accepting

House Chambers Floor Debate, 2nd

March 21, 2011

60

1 this, then would that person not be able to vote?

2 REPRESENTATIVE HARLESS: Just like
3 I.D.s that can be fake, police reports can also be
4 fake. Just because --

5 REPRESENTATIVE HOCHBERG: That's
6 like -- that's like --

7 REPRESENTATIVE HARLESS: -- just
8 because you have identifying stolen --

9 REPRESENTATIVE HOCHBERG: -- ma'am, I
10 can barely hear you, so...

11 REPRESENTATIVE HARLESS: Just like
12 I.D.s that can be fake, so can police reports.

13 REPRESENTATIVE HOCHBERG: Why
14 can't --

15 REPRESENTATIVE HARLESS: Just because
16 you have your identification stolen does not mean
17 that you do not have a photo I.D. You should be
18 able to present a photo I.D. and the police report.
19 There are other forms of a photo I.D.

20 REPRESENTATIVE HOCHBERG: Like a
21 passport?

22 REPRESENTATIVE HARLESS: A passport,
23 a CHL --

24 REPRESENTATIVE HOCHBERG: How many
25 have that? A CHL. I'm sorry. I confess, I don't

House Chambers Floor Debate, 2nd

March 21, 2011

61

1 have a CHL.

2 REPRESENTATIVE HARLESS: Do you have
3 a passport?

4 REPRESENTATIVE HOCHBERG: I do, but I
5 bet you a whole lot of people in my district don't.

6 REPRESENTATIVE HARLESS: I -- I -- I
7 don't know how many people in your district don't
8 have a passport.

9 REPRESENTATIVE HOCHBERG: So if they
10 get their license -- if they get their license
11 stolen and they file a police report, that's not
12 good enough? You take away their right to -- so --
13 so if I -- so if I want to take away Ms. Giddings'
14 right to vote, I just need to grab her purse so that
15 I get her license?

16 REPRESENTATIVE HARLESS: If they do
17 not have their driver's license because it's stolen,
18 they can show up to the voting place, cast a
19 provisional ballot and show back up in six days with
20 their I.D. and their ballot will be counted.

21 REPRESENTATIVE HOCHBERG: Oh. So is
22 DPS going to provide that within six days?

23 REPRESENTATIVE HARLESS: I am not
24 advised.

25 REPRESENTATIVE HOCHBERG: I don't

House Chambers Floor Debate, 2nd

March 21, 2011

62

1 think so. I think it takes --

2 REPRESENTATIVE HARLESS: If they
3 have --

4 REPRESENTATIVE HOCHBERG: -- a lot
5 longer than that.

6 REPRESENTATIVE HARLESS: --
7 alternative ways of showing --

8 REPRESENTATIVE HOCHBERG: All right.

9 REPRESENTATIVE HARLESS: -- of
10 federal I.D.

11 REPRESENTATIVE HOCHBERG: So in
12 addition to identity theft then you lose your right
13 to vote.

14 REPRESENTATIVE HARLESS: I disagree
15 with that. I move to table.

16 REPRESENTATIVE MARTINEZ:
17 Mr. Speaker.

18 THE SPEAKER: Representative
19 Martinez, for what purpose?

20 REPRESENTATIVE MARTINEZ: Will the
21 gentle lady yield?

22 THE SPEAKER: Yield?

23 REPRESENTATIVE HARLESS: I'm sorry?

24 THE SPEAKER: Representative Harless,
25 do you yield?

House Chambers Floor Debate, 2nd

March 21, 2011

63

1 REPRESENTATIVE HARLESS: Yes.

2 REPRESENTATIVE MARTINEZ:

3 Ms. Harless, in regard to this, that the individual
4 would not be able to vote if he loses his voter
5 I.D., and in regard to the presentation of
6 identification, does it fail within that sixth day?

7 REPRESENTATIVE HARLESS: Yes.

8 REPRESENTATIVE MARTINEZ: Okay. So
9 then could you explain the sixth day for me? Is
10 that calendar days, is that business days? How does
11 that work?

12 REPRESENTATIVE HARLESS: That is six
13 days.

14 REPRESENTATIVE MARTINEZ: Six days.
15 Is that business days?

16 REPRESENTATIVE HARLESS: That is six
17 days, calendar days.

18 REPRESENTATIVE MARTINEZ: Six
19 calendar days. Okay.

20 So then six business days would be --
21 how could you explain business days to me?

22 REPRESENTATIVE HARLESS: Excuse me?

23 REPRESENTATIVE MARTINEZ: How could
24 you explain business days to me?

25 REPRESENTATIVE HARLESS: The bill

House Chambers Floor Debate, 2nd

March 21, 2011

64

1 does not address business days.

2 REPRESENTATIVE MARTINEZ: Okay.

3 Mr. Speaker -- it does not address days?

4 Mr. Speaker, I would like to raise a point
5 of order upon further consideration of CS --
6 Committee Substitute Senate Bill (inaudible) on the
7 grounds that it violates Rule 4, Section 32,
8 Subsection C2 of Texas House rules.

9 THE SPEAKER: Bring your point of
10 order down front.

11 Mr. Martinez raises a point of order under
12 Rule 4, Section 32C 2 and F that the bill analysis
13 is substantially and materially misleading,
14 specifically because the bill analysis refers to six
15 business days while the text of the bill refers only
16 to six days.

17 The Chair has reviewed the bill and the
18 bill analysis and finds the reference in the bill
19 analysis to be materially or substantially
20 misleading in the context of the bill.

21 The point of order is sustained.

22 (End of this portion)
23
24
25

House Chambers Floor Debate, 2nd

March 21, 2011

65

1 IN THE COUNTY OF TRAVIS)

2 STATE OF TEXAS)

3 I, Rhonda Howard, Certified Shorthand
4 Reporter in and for the State of Texas, hereby
5 certify to the following:

6 That the CD entitled, "2011 (82R) SB 14,
7 3.21.11 HOUSE CHAMBERS FLOOR DEBATE, 2ND READING,
8 MARCH 21, 2011," was transcribed at the request of
9 Anne Wilson, 209 West 14th Street, 8th Floor,
10 Attorney General's Office, Austin, Texas 78701, and
11 the amount due is \$_____.

12 That the aforementioned CD was transcribed
13 to the best of my ability to hear and understand the
14 CD;

15 That the transcript was submitted by
16 E-trans on April , 2012, to Anne Wilson, 209 West
17 14th Street, 8th Floor, Attorney Generals' Office,
18 Austin, Texas 78701;

19 I further certify that I am neither
20 counsel for, related to, nor employed by any of the
21 parties or attorneys in the action in which this
22 proceeding was taken, and further that I am not
23 financially or otherwise interested in the outcome
24 of the action.

25

House Chambers Floor Debate, 2nd

March 21, 2011

66

1 Certified to by me, this 23rd day of
2 April, 2012.

3
4
5
6 RHONDA HOWARD, Texas CSR No. 4136
7 Expiration Date 12/31/12
8 FIRM REGISTRATION NO: 283
9 ESQUIRE DEPOSITION SERVICES
10 100 Congress, Suite 2000
11 Austin, Texas 78701
12 (512) 328-5557

13
14
15
16
17
18
19
20
21
22
23
24
25
Job No. 332480RH

JA_002050

TX_00212691

House Chambers Floor Debate, 2nd

March 21, 2011

67

A				
A.G	65:21,24	affidavits	51:20	48:24 49:3,7
40:21	active	48:25 49:1	allow	55:19,20,22
ability	48:9	afforded	48:14 56:19,	56:6
51:14,16	added	44:17	25 57:4	America
65:13	30:24	aforemention	allowed	2:18 25:23
able	addition	ed	4:24 55:24	27:8
11:23 33:23	62:12	65:12	57:1	American
60:1,18 63:4	additional	Africa	allowing	28:4 33:22
absentee	27:3 33:3	45:19	4:9	35:10
4:9	36:2,4 48:15	African	allows	Americans
academic	address	26:20 28:2,15	5:25 31:16	26:20 28:2,3,
34:15,22,23	23:23 43:22	29:2,18	alluded	15 29:2,19
45:11	64:1,3	33:22,23	7:5	33:23 36:10,
acceptable	addressed	35:10 36:10,	along	21 37:21
4:15,21,23	9:6	20 37:21	56:24	45:14,20
5:17,23	addresses	45:13,20	already	46:4,24 47:13
accepted	3:10 19:24	46:3,24	25:21 50:15	among
54:23	addressing	afternoon	53:1 55:21	19:7 28:11
accepting	19:18 24:1	7:3	also	amount
59:25	Administrati	age	4:6,21 9:24	65:11
access	on	2:9 46:1	22:11 24:8	analysis
2:20 4:8	5:14	Agency	26:13 28:2	64:12,14,18,
33:23	administrato	27:9 35:7	32:9 36:3	19
accommodate	rs	ago	41:18 43:20	Anchia
33:12	14:6	39:14	60:3	6:18,20,24
account	adoption	agree	alternative	7:2,10,19,24
2:12	59:1,4	11:6	62:7	8:12,20 9:2,
acknowledge	adults	ahead	Although	8,11,15
13:19	2:19	56:3	6:10	10:10,16,24
acknowledged	advertising	alcohol	always	11:1,7,17
19:25	27:4	2:10	3:1 54:25	12:21 13:1,
act	advised	aliens	amendment	11,14,24
4:11 10:21	7:23 26:15	22:6 41:18	26:13 30:24	14:7,10,15,
12:14 25:13	35:19 61:24	allegations	38:14,15	21 15:1,5,11,
27:8,13,17,	Affair	39:14 40:6	39:2,3,4	14 16:1,14,
22 29:3,20	5:14	41:9	44:20,22,24	19,22 17:3,6,
32:20,23 38:8	affidavit	allege	50:21 51:13	9,20,24 18:7,
Act-covered	5:10 55:20	53:22	55:14 56:2,9,	13,19,24
37:7,11	56:21 58:17	alleged	10,12,13,19	19:4,12,15,
action	59:11	41:6	58:14,16	19,22 20:3,7,
		alleging	59:3,5	10,14,21,24
			amendments	21:5,11,14,
				21 22:2,16,
				20,24 23:3,7,

House Chambers Floor Debate, 2nd

March 21, 2011

68

15 24:2,8,11	29:15	Asians	aware	13 22:11
25:2,3,5,10,	answered	26:20 29:4,19	15:24 34:22	33:16 36:13
18 26:3,7,10,	33:13	asked	35:7,11,15	39:19 42:6
12,16 27:12,	Antonio	45:11 54:5	57:25	46:8 48:8
16,20,24	41:11	asking	B	believed
28:13,19,25	Appellant	6:16 31:6	back	39:19
29:10,14	2:15	33:1 34:23	7:25 52:15	benefits
30:1,4,8,12,	applies	asserting	61:19	5:16
19 31:3,7,20,	58:16	56:22	balance	best
23 32:2,6,10,	appointed	assertion	13:5	33:11,12
14,17,22,25	40:8	14:16	balances	65:13
33:15,21	appreciate	Assistance	18:10	bet
34:4,8,12,21	23:24	26:6,8	Ballot	61:5
35:3,6,14,	approach	associated	2:20 4:25	better
18,20 36:9,16	54:22	27:8	5:9,25 22:15	14:22 43:11,
37:5,10,16	appropriated	attempt	24:20,21 36:5	13
38:3,4,6,16,	25:21 26:19	50:14	43:7,12 51:22	Betty
17,19 39:4,6,	approval	attempted	61:19,20	41:5
8,22 42:15,22	25:25	10:1	ballots	between
43:2 44:1,7,	approved	Attorney	3:8 4:9,10	38:7 40:3
11,14,25	3:13	16:23 24:16	19:16 21:8,12	beyond
46:10,16,20	April	42:10 50:25	22:1,15	33:3 35:15
47:12 48:19	1:14 65:16	51:1 65:10,17	23:21,25	bilingual
50:4,6,8,23	66:2	attorneys	24:4,15,17	30:21
51:15 52:1,7,	apt	65:21	42:12,19,24	bill
11,18 54:12	13:13	audit	43:4 45:5	3:25 7:4,6
55:4,5,9,11,	argument	41:16	47:6 53:13,15	9:7 10:7
13	11:5	Austin	bank	11:12,14,25
Anderson	around	65:10,18 66:8	2:12	19:6,17,23
46:7	43:6	author	barely	21:5,12
anecdotal	arrest	20:24 41:5	60:10	23:13,16,21,
8:14	15:23 16:2	45:11	base	23,25 24:13,
anecdote	17:11 18:1	authors	25:21	15 25:14,17
52:23	53:11	43:17	based	26:19,22
Ann	articles	author's	52:23	28:10,11,14,
33:10	16:6 43:5	42:3	becoming	22 29:1,5,11,
Anne	ascertain	available	2:8	15,24 30:20
65:9,16	57:16,23	27:9 31:2	being	31:14,21
anonymous	Asian	32:12	10:18 18:20	32:15 33:4,17
45:4 53:15	28:2,4	avoided	21:16,17	34:5,14
another		18:14	believe	35:21,22
5:23 22:19,22			13:1,18 19:6,	36:6,12,14,
answer				18,22,25

House Chambers Floor Debate, 2nd

March 21, 2011

69

37:20 40:14, 16,25 41:5 42:22 43:3,7, 11,17,21 44:18 45:6, 10,13,15,22, 24 46:15,21, 23 47:17 48:12,13,21 49:1,6,8 51:10 52:23 54:14 55:21 56:7 59:13 63:25 64:6, 12,14,15,17, 18,20 bills 24:5 36:25 bit 25:12 31:9 blogs 43:6 blonde 28:24 boarding 2:21 body 24:13 border 22:6 both 10:7 29:7 box 36:5 52:16 breakdown 27:5 breeds 3:21 Brennan 45:18 bring 24:1 35:5	55:24 64:9 bringing 23:13,24 53:24 broadening 49:1 broken 28:10 brought 54:13 Brown 41:5 budget 25:21 bumped 9:21 10:1 burdensome 4:11 business 63:10,15,20, 21,24 64:1,15 busloads 39:14 buy 2:10 bypass 55:21 <hr/> C <hr/> C2 64:8 calendar 63:10,17,19 came 16:9 cancel 22:12 canceled 21:17 candidates 48:4	cannot 3:4 4:23 car 2:10,14 card 4:17 5:6 7:17,18 8:10 54:6,9,14, 16,21 58:5 cards 4:8,16 care 2:13 42:16 carve 30:9 case 2:16 10:12 20:4,11 28:21 40:23 46:19 47:2 51:1,3 cases 8:13 16:15 18:16 19:25 20:2,15,16, 19,25 40:17, 20 41:12,22 42:1 52:24 53:23 cashing 2:22 cast 4:24 5:8,25 8:11 42:17 61:18 casting 6:17 21:16 casts 7:17 caught 9:14 CD 65:6,12,14	ceasing 41:15 Center 45:18 certificate 4:20 53:6 Certified 65:3 66:1 certify 65:5,19 Chair 2:4 25:8 38:12,25 39:5 41:15 49:23 56:15 59:6 64:17 chaired 24:3 Chairman 25:22 CHAMBERS 1:2 65:7 change 10:12,15,22 12:1,11,15 25:15 53:7 changed 22:4,8 35:25 43:17 changes 5:20 11:20 channels 51:6 check 2:22 13:5 52:15 checked 52:16 checks 18:10 CHL	60:23,25 61:1 chosen 54:25 cigarettes 2:11 circulated 43:6 citizens 3:20 citizen's 4:20 claim 17:13 classes 27:21 28:8 29:19 31:12 clause 55:14 56:2 clear 9:16 15:15 37:6 Clearly 11:25 39:17 42:8 51:2 clerical 51:3 CLERK 2:1 38:14 39:3,4 56:12, 14 clerks 14:14 closely 12:25 Code 8:24 9:12 14:11 15:3,6, 18,20 17:12 colleague 40:5 come
--	--	---	---	--

House Chambers Floor Debate, 2nd

March 21, 2011

70

25:19 50:13 coming 22:6 39:15 comments 44:15 commercial 2:22 Commission 26:8 commit 10:20 12:14 Committee 9:20 17:8 24:3 33:9,14 34:19 40:8,18 41:15 64:6 committing 18:3 53:17 complaints 16:20 completely 45:5 compliance 3:25 complies 4:6 concealed 4:18 concept 6:15 concern 2:25 concerned 10:17 15:16 18:20,23 21:2,15,19 22:5 45:9 concerns 36:5 conclude 44:15	conclusion 6:3 conclusions 52:21 conclusively 16:24 conducted 35:7 41:24 conducting 10:19 confess 60:25 confidence 3:3,5,17 4:3 6:7 10:25 13:6,7,10 19:7 21:19 36:8 37:4 43:8,14 confident 25:25 confirming 5:10 Congress 66:8 consequence 2:19 consideratio n 64:5 Constitution 29:8 constructive 56:5 contained 48:25 contest 40:3 41:25 context 64:20	continue 5:6 20:13 copy 56:24 Correct 7:7 10:8 13:20,25 14:18 16:25 17:2 19:9 21:3,8 22:13 27:14,18,22 28:15 30:5,22 37:13 50:7 54:11 58:10 correctly 59:24 correlating 9:25 cost 26:2 costs 27:3 couldn't 35:5 40:17 54:5 counsel 65:20 counted 4:25 61:20 counterbalan ced 23:19 counties 30:17 31:17 counting 3:8 country 50:17 counts 4:4 37:4 County	2:17 28:3,4 30:15 31:19 46:3 65:1 county-wide 41:11 couple 7:3 8:8 39:13 Court 2:15 3:15,17 4:1,6 courtesy 44:17 covered 29:2 covers 27:13,17 crafted 46:21 Crawford 2:16 criminal 2:3 crisis 47:19 48:10 CS 64:5 CSR 1:14 66:6 curious 50:24 51:5 current 4:19,20 8:3, 22 9:9,16 10:2,3,7 12:4,6 40:14, 25 54:8 currently 12:5 57:15,22 cycle 48:6 D	D.A 41:11 Dan 12:18 database 41:17 Date 66:6 day 5:9 11:13 43:2,3 63:6,9 66:1 days 4:20 5:1,10 10:3,4 56:21 61:19,22 63:10,13,14, 15,17,19,20, 21,24 64:1,3, 15,16 deal 21:6 24:15 34:24 48:25 55:20,22 dealing 28:14 45:1 deals 7:6 DEBATE 1:2 48:23 56:5 65:7 decide 33:11 34:10 decided 12:19 decision 4:1,7 12:19 dedicated 26:19 28:7 29:18 democracy 3:19 47:20
---	---	---	---	--

House Chambers Floor Debate, 2nd

March 21, 2011

71

48:8	didn't	45:13	DPS	12:9,12
democratic	12:24 16:12	disproportio	4:16 61:22	effectively
3:20	25:13 27:25	nate	DPS-issued	6:12 8:18
Denny	28:21 51:5	46:22	5:22	effects
40:15	different	distributed	Dr	46:11
dental	16:11 31:8,9	31:11	39:7	efforts
2:13	33:1	District	drive	33:22
Department	difficult	15:22 18:1	2:10	eight
3:13 5:14	2:17	50:12,25	driver's	11:22
26:6 29:8	disability	51:12 53:11	4:16 46:1,5	either
DEPOSITION	5:16	61:5,7	47:15,16 58:4	29:21 33:17
66:7	disabled	distrust	61:17	elderly
describe	4:13 5:12	3:21	drives	4:12
7:14	disagree	divide	3:20	elected
desire	6:10 62:14	34:10	due	40:2 50:7
23:17	disagreement	document	5:16 65:11	election
desk	3:2	58:20	during	3:5,18 5:9
22:25	discovering	documentatio	48:6,23	6:7 8:6,23
despite	54:5	n	duties	9:12 10:25
39:25	discuss	5:13	15:7,21	12:18 13:7
detect	20:19,22	documented	<hr/> E <hr/>	14:11,14
8:18 36:7	21:25 22:15,	8:13 13:8	EAC	15:3,6,8,18,
detecting	17,21,25	16:15,24	26:10	20 16:8
11:15	23:2,9	40:20 41:22	each	17:10,12,21,
detects	discusses	documents	30:25 32:10	25 19:3 36:8
4:3	15:6	30:22 33:24	earlier	37:1 39:19
deter	discussing	56:25	14:22 47:18	40:3,7 41:24
8:18 36:6	11:13	doesn't	early	43:23 44:4
determine	disen	21:6 37:11,17	50:18 52:6	48:6,7 50:11,
34:16,20	21:16	51:13	earning	15,16 52:4,15
determined	disenfranchi	doing	45:23	56:21 57:2,
52:5,8	se	13:20 14:1	educating	16,22
deterrent	57:5	46:9	26:20	elections
12:8,12	disenfranchi	dollars	education	4:4 6:13
detering	sed	25:17 27:1	28:11,17	11:16 12:2
11:15	3:24 10:18	Donna	29:2,24 30:11	13:4 21:3,20
deters	18:21 36:21	12:18	49:7	22:9,10 23:8,
4:2	37:21 42:17	door	educational	20 24:14,18
develop	55:25 58:13	23:4,8	30:13 31:10	26:6,7 39:16
27:2	disenfranchi	down	effect	41:8,14 42:5,
	sing	56:1 64:10		8 43:9,15,19
				44:3 45:16
				47:4,5,20,22

House Chambers Floor Debate, 2nd

March 21, 2011

72

48:11,13,14	26:5	executed	fair	40:15
58:22	entitled	58:18	20:16 23:9	financially
electoral	14:12 65:6	exempt	fake	65:23
36:12	ephemeral	5:11	60:3,4,12	find
electronic	48:11	exempted	false	8:20 11:24
43:14	epidemic	45:9	8:10 41:10,19	40:17 43:20
eligible	40:22	exemption	falsehood	finds
4:4 45:17	error	57:1 59:9	52:25	64:18
48:16 56:8	51:3	exist	familiar	fine
57:4 58:13	ESQUIRE	55:21	8:23 15:2	9:19 10:5
else's	66:7	existing	far	fines
53:6	essential	51:6	14:5	12:10 53:9
emergency	3:18	Expiration	fast	FIRM
42:18,19	esteemed	66:6	47:25	66:7
employed	44:8	expired	fault	first
65:20	estimated	4:20 24:25	18:4,6,8	12:8 40:15
enacted	26:25	38:1 49:11,19	fear	fiscal
6:5	E-trans	Explain	3:22 45:14	25:16 26:2,
enacting	65:16	52:1 63:9,21,	46:20 47:8	24,25 27:25
55:14 56:2	everybody	24	48:21 52:22,	fishing
End	39:12	extend	25	2:11
64:22	evidence	38:20 49:21	federal	five
enforce	13:8 18:15	extended	27:8,10 32:20	27:1 47:15
17:12	22:7 35:24	25:6,9 44:16	62:10	fix
enforcement	39:25 41:3	extension	feel	54:19 56:7
15:7 45:3	43:19	38:23	3:23 43:11,13	FLOOR
51:7	examined	extensive	58:7	1:2 20:19,23,
English	41:9 42:1	5:19	felons	25 41:4 47:3
30:14,22	example	extent	41:18	54:24 65:7,9,
31:15	33:2 36:19	3:2	felony	17
enhancement	exceedingly	<hr/> F <hr/>	9:14,18,22	focused
9:23	2:17	F	10:4,8 12:9	42:9
enough	exceptions	64:12	13:21 53:2	follow
2:24 61:12	4:12 5:3	fact	felt	12:25
ensure	exchange	2:23 7:5 8:4	16:12	Following
33:22	38:7	15:15 44:3	fewer	38:14 39:2
ensuring	excitement	50:23 51:16,	47:9	56:12 65:5
4:10	48:3	21	file	forced
entail	Excuse	fail	61:11	41:19
26:4	27:15 40:8	63:6	filed	form
entails	42:11 63:22		21:12 29:6	4:21,24 5:24

former 40:3	45:2 48:15 53:9,16 64:10	Geren 24:22 37:24 39:7 49:9	government- issued 45:21	10,12,25 16:5,17,21 17:1,4,7,16, 22 18:5,9,17, 22 19:1,11, 14,17,20 20:1,5,9,12, 18,22 21:4,9, 13,18,22 22:14,18,22 23:1,5,12,22 24:6,9 25:16, 20 26:5,9,11, 14,23 27:15, 19,23 28:9, 16,23 29:5, 12,23 30:2,6, 9,16,23 31:5, 16,22,25 32:4,8,13, 16,19,24 33:7,19 34:2, 6,9,18,25 35:4,12,17, 19 36:1,13,23 37:9,14,22 38:8,21,24 39:1 59:6,7, 21,23 60:2,7, 11,15,22 61:2,6,16,23 62:2,6,9,14, 23,24 63:1,3, 7,12,16,22, 25
forms 4:19 5:17 60:19	functioning 3:19	Giddings 56:14,16,17 57:11,18,24 58:11,25 59:5	Governor 47:23	
forward 23:13,25 24:10 47:25	funding 29:17,24 37:19	Giddings' 61:13	grab 61:14	
found 41:3,12 45:19 46:12	funds 25:23 26:1, 17,18 27:8	give 20:4	great 24:7 41:7	
Fraser 2:1	further 64:5 65:19,22	given 48:20	grounds 64:7	
fraud 3:1,3,7,11, 20 4:3 6:11 7:6,9 8:4,5, 19 11:4,13,15 19:18,21,24 21:6,17 22:11 23:10,23 24:1,20,21 36:7 40:21 41:12 43:7, 12,21 45:1,4 51:14,17,22 52:8,15,22 53:12,25	G	glad 54:13	guess 7:25 39:13	
fraudulent 3:23 6:11 42:17	game 23:9	go 37:19 52:15 56:3	half 27:1	
free 4:8 5:22 33:24	gauge 45:12	goal 42:2	hall 22:21	
frequency 53:21	General 16:23 24:17	goes 57:14,21	handgun 4:18	
frequently 45:2	generally 27:25	going 12:3 15:13 20:19 24:13 25:19 26:4, 17,19 31:11 33:6,24,25 39:11 43:3,5, 11,13 44:18 45:15,16 46:22,23 48:24 49:3,6 55:16,22 56:1,3 61:22	happen 7:20	
friend 40:4	General's 42:10 65:10	gone 7:25	happened 51:18	
front 43:23 44:2,3	Generals' 65:17	good 7:2 40:4 61:12	happens 11:5,6 28:24 39:17 43:22 44:2,3 45:6 53:4,20	
	gentle 6:21 38:20 57:9 59:19 62:21	government 3:21 27:10	happy 44:16	
	gentleman 44:10 49:17 50:3,5		Harless 2:5,6 6:23,25 7:1,8,12,15, 22 8:2,15,25 9:6,10,13 10:9,14,23 11:3,9 12:16, 24 13:3,12,22 14:5,8,13, 19,24 15:4,	
	Gentleman's 24:24 37:25 49:10,18			Harris 28:3 30:15
	gentlemen 42:2 48:21			HAVA 25:23 26:18
	Georgia 29:6 37:10			haven't 11:23
	Georgia's 3:12			head 35:2
				health

2:13	Hochberg	10,15,17,19,	illegal	including
hear	41:9 59:16,	24 5:2,3,17,	22:6 41:7,18	2:2 15:22,23
36:4 43:4	18,22 60:5,9,	21,23 6:1,4,	43:4 53:17	53:9,10
52:14 57:19	13,20,24	5,6 13:9	illusion	inconvenient
60:10 65:13	61:4,9,21,25	17:18 36:2,6	39:10	4:11
heard	62:4,8,11	40:11,16	imagine	increase
8:7 16:6 25:7	home	41:1,5 43:17	53:21	6:6,8 9:25
38:11 41:2	28:3	45:21 46:12,	immigrants	28:11,17
49:22	honest	17 49:4,5	39:15 41:7	30:10 36:14
hears	3:20	50:13 54:17	impact	37:3 43:8
25:8 38:12,25	hope	55:23 57:23	45:13 46:22	45:15
49:23	46:25 48:23	59:9,25	impersonatio	increased
heart	49:8 51:10,20	60:17,18,19	n	6:4 37:1,19
36:14	hotel	61:20 62:10	7:4,11,14 8:9	increases
Heflin	2:14	63:5	9:5 10:1,12,	9:24 13:10
40:4	hours	I.D.s	19,21 11:19,	increasing
held	41:22	2:9 4:16 5:22	24 12:15,22	49:4
41:5	HOUSE	8:9 60:3,12	13:16 14:2,18	incumbent
Help	1:2 20:19,23,	idea	16:3 18:3,15,	54:21
25:23 27:8	25 23:14 41:4	37:15	16 20:17 21:1	Indiana
50:21	47:3 54:24	identificati	40:17,20,24	2:15 4:1 29:6
helping	55:19 58:1	on	41:3,13,23	37:6
24:10	64:8 65:7	2:3 4:22 5:24	42:1,4,18	Indiana's
helpless	Howard	26:21 27:3	43:18 47:2	3:14,16
14:22 17:14	1:14 65:3	33:24 34:17	48:10 53:4,18	indicates
her	66:6	35:9,21 46:11	implementati	27:7
44:17 50:13,	Howard's	54:11 56:23	on	indigent
19,20,22 51:2	12:18	60:16 63:6	49:7	4:13 5:7
61:14,15	Hubert	identificati	important	46:23
hereby	40:5	ons	6:13 18:25	individual
65:4	hundreds	59:12	Inaudible	57:14,21 63:3
hey	41:25	identifying	39:21 47:11	individuals
22:4	hunting	60:8	48:18 56:14	58:9
Hi	2:11	identity	64:6	inform
7:1	hurdles	56:20 57:17	incidents	27:2
Hill	48:15	58:2,6,9,19	43:12	information
51:1	I	62:12	include	8:16 54:18
Hispanic	I.D	ignore	4:16 5:4	informed
35:10	2:8,16,18,	19:16	included	50:14
Hispanics	20,24 3:12,	ignored	28:2 33:17	informing
46:4,25	14,16 4:2,8,	ignores	includes	25:14
		42:23	22:11 31:14	

House Chambers Floor Debate, 2nd

March 21, 2011

75

infrastructure 51:7	in-voter 8:4,5	just 6:11,16 9:16 10:13 15:15 31:13 37:6 39:11,23 60:2,4,7,11, 15 61:14	language 30:17,18,25 31:17,21 32:11 33:6	2:20
initiative 41:12	ironic 43:20	Justice 3:13 29:9	languages 32:9	leave 6:13
in-person 3:7,11 19:20 23:23 51:21	ironically 40:24	keep 45:16 50:21	large 37:12	left 25:24 49:2 56:8
instead 45:16 48:15 56:3	irony 54:19	kind 50:24 51:10, 14,16	last 8:8 9:1 16:7 24:19 35:22 39:19 48:6 50:17	legal 40:11
intact 51:17	issue 8:1 15:23 17:11 18:1 34:24 40:1,9 57:25	know 8:5 11:20,21 15:8,12 17:1, 25 18:18 22:5 29:10,15 33:12 34:13 40:2 47:1,3,6 48:17 51:5,8, 19,20,23 52:25 54:12 55:15 58:1 61:7	late 41:22	legislation 3:10 4:2 5:4 6:15 11:10 21:10 22:23 24:7 29:7
integrity 2:21 3:17 12:1 19:2,9 21:3 22:9,10 23:8,20 24:14,18 36:5 42:5,7 43:9, 19 45:15 47:4,5 48:11	issued 4:16	knows 9:17	Latino 37:12	legislators' 18:6
interested 65:23	issuing 16:2	lack 3:3,5 34:16 35:8	Latinos 26:20 28:1,15 29:2,18 33:23 36:10,21 37:20 45:14	legislature's 18:6
interesting 8:21 19:23	items 58:21	ladies 42:2 48:20	launched 41:11	legitimate 3:22 6:12 10:18 18:20 21:16
interim 8:1 40:18 41:14	J	lady 6:21,22 44:17 57:9,10,12 59:19,20 62:21	law 3:16 8:3,22 9:9,16 10:2,7 12:7 15:6 25:15 45:2,19 54:8	legitimately 21:15 45:16 56:7
Internet 27:6	jail 10:4,5 12:9, 10 13:21 53:2,8	L	laws 2:24 6:5	legitimately -cast 22:12 23:18
investigated 16:23 54:1	January 5:5	lack 3:3,5 34:16 35:8	lay 44:17,18	less 46:2,13
investigatio n 40:23	Job 66:11	lady's 25:6 38:20	layout 11:20 12:4 18:15 19:10	let's 13:15 14:2 25:12 47:19 52:13
investigatio ns 42:10,11	judge 14:14 15:8, 18,21,22 17:11,21,25 18:1 50:15,16 52:4 53:11		LBB 37:23	letter 41:15
involved 45:3	judges 16:9 43:23 44:3,4 45:7		learned 9:1	license 2:11 4:17,18 46:1 47:13, 15,16 58:4 61:10,15,17
	jumping 52:21		least	
	jurisdiction 37:8			

House Chambers Floor Debate, 2nd

March 21, 2011

76

licenses	43:14	McGeehan	44:18	58:7,23
46:5	M	33:10	minorities	must
likely	ma'am	mean	34:16 37:1	4:19
46:13 47:14	60:9	12:14 29:21	misleading	myself
list	mail-in	32:20 39:16,	64:13,20	38:8 58:2
6:2	19:16 21:8,	17 51:18	mistake	N
listen	12,25 22:15	52:13,20	52:9 53:24	name
56:5	23:21,24	53:11 60:16	mobile	6:1,2 8:11
little	24:4,15,17,	mechanism	33:25	narrative
8:25 22:7	20,21 42:12,	37:18	model	11:20,25
25:12 31:9	19,23 43:4,7,	media	10:20	22:4,8,11
43:18	12 45:5 47:6	20:13 27:4	modeled	39:13 43:16
location	51:21 53:13,	52:14	29:6	narrow
14:3,4,12	14	medical	modern	19:24
15:19 45:4,7	mailing	2:12	2:9	n a r r o w -
55:25	54:18	Members	money	d e f i n e d
long	majority	2:7 19:7 25:7	25:14,19,20	11:12
11:13 44:16	2:19 54:24	38:11,22 39:9	months	n a r r o w l y -
longer	making	46:21 47:8	9:1	c r a f t e d
42:4 62:5	53:1	48:6 49:22	most	3:9
look	maneuver	55:18 56:19	2:13 8:4 21:7	n a r r o w l y -
12:17 23:12,	2:18	58:1 59:4,8	53:12 55:1	d r a f t e d
25 24:9 33:10	MARCH	membership	58:1	58:15
35:1 55:19	1:4 65:8	9:17 56:4	motion	nation
looked	Marion	methodology	25:8 38:12	2:23
7:25 40:9	2:16	26:24	49:23	necessary
45:12 46:10	MARTINEZ	Mexico	move	2:9 8:3 16:13
47:22	62:16,19,20	40:12	25:5 38:20	58:8
lose	63:2,8,14,	military	49:20 54:16	need
62:12	18,23 64:2,11	4:17	59:1,8,13	13:4 14:24
loses	Mary	million	62:15	27:9 61:14
63:4	40:15	25:23 26:25	moved	Neil
lost	Master	27:1,4 28:7	42:3	12:18
13:4	40:9	m i l l i o n -	movie	neither
lot	material	2 4 0 0 0	2:21	65:19
34:13,14	32:12	25:17	multiple	never
53:23 61:5	materially	Milwaukee	33:6	11:6 54:7,23
62:4	64:13,19	46:3	multi-year	new
lower	materials	mind	40:22	26:21 27:2
53:19	30:13 31:1,	25:13 55:20	Munoz	45:18 58:4
lowered	10,15 32:12	mine	57:6,8,13,20	

House Chambers Floor Debate, 2nd

March 21, 2011

77

non-citizen 40:6,10	obtain 2:11,13	5:5	paper 46:5	47:9,21 48:12,14 51:4
non-photo 49:4	obtaining 4:10	5:5	papers 41:6,9	53:5,21 54:18 55:17,23,24 58:16 61:5,7
Norway 40:13	occasions 12:22	25:25 27:10	part 17:5 20:6	people's 8:9 54:20
notarized 56:22	occurs 8:6 13:18 45:1 59:4	3:23	participatio n 6:9 48:9	percent 24:16 42:9,10 45:20,21,23 46:2,4 47:13
note 25:17 26:2,24 28:1	offered 54:23	55:19	participator y 3:19	percentage 35:9
notebook 35:5	office 58:22 65:10, 17	opened 23:8	particular 54:4	percentages 28:6
nothing 24:14 28:14 30:20 43:8 48:14	officers 14:14 16:8	opportunitie s 56:7	parties 65:21	performing 15:21
notice 33:5	official 56:24 58:20	optional 10:5	pass 4:17 43:10	period 58:3
noticed 18:14	officially 25:22	order 24:23,25 37:25 38:1 49:10,11 64:5,10,11, 21	passage 19:6	perjury 56:22 58:18
notices 31:18 33:3	officials 52:15	ordered 38:13 49:24	passed 13:9 27:11 36:24 43:3	permanent 40:12
notification 5:20	offset 23:19 26:1	outcome 39:11 55:15, 16 65:23	passing 2:24 24:13	perpetrator 41:1
November 50:9,11	offsets 4:7	outreach 34:1 37:19	passport 4:18 60:21,22 61:3,8	person 4:15 11:4 42:16 47:10 51:19,25 52:4,18 54:10 56:20,25 60:1
number 16:8 34:16 35:8 41:7 48:24 49:3,6	Oh 61:21	outright 52:24	penalties 2:3 10:6 53:19 56:22 58:18	person's 8:11 22:12
numbers 36:20	Okay 9:15 15:1,11 17:3,6 18:19 19:12 20:14, 21 21:21 25:18 26:16 28:13 29:14 30:1,8 31:23 32:6,25 34:8 35:3,18,20 37:5,16 52:7, 12 57:20 63:8,19 64:2	outweighed 3:23	penalty 9:4,22 10:3 13:20 14:1	phonetic 36:19 46:6
O		over 8:7 16:7 25:24 45:22 50:25 52:5	People 3:5 5:4,7 13:10 14:8,17 16:9 17:13 24:19 31:11 43:3,11 45:23	photo 2:8,9,16,18 3:12,14,16 4:8,10,15, 21,24 5:1,3, 21,24 6:4,5,6 13:9 17:18
objection 25:8 38:12, 23,25 49:23		page 32:3,4		
objections 5:8	old			
observer 50:12				

House Chambers Floor Debate, 2nd

March 21, 2011

78

26:21 34:17 36:2, 6 40:16 41:1, 5 43:17 45:21 46:12, 17 49:4, 5 50:13 54:9, 13, 17 55:23 58:6 59:9, 12, 25 60:17, 18, 19 photograph 54:10, 20 photographed 5:8 picks 47:17 piece 3:9 pieces 21:10 Pitts 25:22 place 6:11 13:19 15:20 18:10 42:9 52:19 53:1 57:15, 21 61:18 placed 38:9 places 23:2, 6 31:19 48:15 plan 26:13 plane 2:22 please 6:21 38:10, 20 point 24:23, 25 37:25 38:1	41:10 49:10, 11 64:4, 9, 11, 21 pointed 42:3 46:2 points 13:15 police 56:24 58:20 60:3, 12, 18 61:11 policy 53:1 poll 7:16 52:16 polling 14:3, 4, 12 15:19, 20 31:18 45:4, 7 55:24 polls 36:7 45:17 poor 46:22, 24 population 28:5 37:12 46:2 portion 15:17 64:22 position 36:11 possible 11:15 23:23 34:20 36:10 50:16 possibly 12:17 16:22 post 42:2 posted 33:4	potential 2:25 3:7, 11 7:9 45:12 potentially 18:2 power 15:22, 23 17:10 18:1 36:12 44:8 powerful 16:4 powerless 14:17, 19 powers 15:7 53:10 practices 33:11 precleared 29:8 predicated 52:23 prescription s 2:13 present 45:3 50:13 56:21 58:22 60:18 presentation 63:5 presented 25:22 30:14 59:13 presenting 2:2 18:14 President 47:24 48:1 presiding 15:7, 18, 21 press 41:20	pretty 8:23 10:6 13:19 14:1 25:24 prevalently 21:7 prevent 12:5 15:19 prevented 40:14, 25 print 27:6 printed 30:17 printing 31:17 prison 9:18 probably 53:24 problem 55:2 procedures 34:11 proceeding 65:22 process 3:18, 21 6:7 10:25 19:3, 8 produce 4:23 Professors 46:6 project 35:8 promotional 30:13 31:10, 14 proof 2:2, 24 4:7 56:23 58:6	proper 51:6 proposed 10:7 prosecute 51:1 prosecuted 16:25 prosecutions 24:16 42:12 protect 36:7 58:8 protected 27:21 28:7 29:19 31:12 protecting 11:15 19:2 protects 4:3 prove 11:11 17:18 18:11 proved 41:10, 19 provide 5:12, 19, 21 8:13 30:18 31:19 61:22 provides 4:12 29:24 providing 2:3 4:8 provision 36:19 provisional 4:9, 25 5:8 61:19 provisions 17:12 55:21 public 3:3 19:8
--	---	--	---	--

House Chambers Floor Debate, 2nd

March 21, 2011

79

21:19 27:2	quick	54:7	remains	5,10,11,12,
36:4 43:22	54:19	receiving	51:17	14,25 16:1,5,
45:1	quickly	5:15	remedy	14,17,19,21,
publicized	32:3	recognizes	36:18	22 17:1,3,4,
53:25	quiet	2:4 39:5	remind	6,7,9,16,20,
public's	43:1	56:15 59:6	39:12	22,24 18:5,7,
2:25 4:3 6:7	<hr/> R <hr/>	record	rent	9,13,17,19,
13:6,7 19:2	radical	38:9	2:14	22,24 19:1,4,
36:8	6:15	reduced	renting	11,12,14,15,
pull	radio	38:9	2:21	17,19,20,22
56:1	27:6 33:2,5	reference	rephrase	20:1,3,5,7,
purchase	raise	64:18	28:20	9,10,12,14,
2:12	64:4	refers	report	18,21,22,24
purported	raised	64:14,15	48:5 56:24	21:4,5,9,11,
16:3	24:23	refrain	58:21 60:18	13,14,18,21,
purpose	raises	52:20	61:11	22 22:2,14,
6:19 11:9	37:25 49:10	regard	reported	16,18,20,22,
25:4 38:5,18	64:11	63:3,5	16:7,18,20	24 23:1,3,5,
44:6 49:15	ranked	regarding	20:13	7,12,15,22
54:15 55:12	47:24 48:2	2:25 3:2	reporter	24:2,6,8,9,
57:7 59:17	read	registered	57:23 65:4	11,22 25:2,5,
62:19	15:17 29:13	5:22 56:8	reports	10,16,18,20
purse	38:14 39:3	registrar	8:1 52:14	26:3,5,7,9,
61:14	43:5 56:12	5:9 31:19	60:3,12	10,11,12,14,
put	READING	registration	Representati	16,23 27:12,
13:5 29:3,9	1:3 24:20	3:7 5:6 7:16	ve	15,16,19,20,
36:11 54:20	65:7	8:10 16:10,11	2:5,6 6:20,	23,24 28:9,
putting	real	31:1 32:11	23,24,25 7:1,	13,16,19,23,
18:10	47:19 48:10	41:17 53:6	2,8,10,12,	25 29:5,10,
<hr/> Q <hr/>	reality	54:6,9,13,	13,15,19,22,	12,14,23
quandary	43:10	16,21 66:7	24 8:2,12,15,	30:1,2,4,6,
24:12	really	relate	20,25 9:2,6,	8,9,12,16,
question	8:3,17 18:24	27:25	8,10,11,13,	19,23 31:3,5,
12:12 27:25	19:22 22:5	related	15 10:9,10,	7,16,20,22,
28:20 29:16	23:17,19	28:1 31:14	14,16,23,24	23,25 32:2,4,
33:1,13,20	24:18 32:3	38:8 49:7	11:1,3,7,9,	6,8,10,13,
34:23 54:6	42:6,15 54:17	65:20	17 12:16,18,	14,16,17,19,
57:9 59:4,19	56:4	relating	21,24 13:1,3,	22,24,25
questioned	reason	2:1	11,12,14,22,	33:7,15,19,
3:4	3:6 53:3	religious	24 14:5,7,8,	21 34:2,4,6,
questions	received	5:7	10,13,15,19,	8,9,12,18,
7:3			21,24 15:1,4,	21,25 35:3,4,
				6,12,14,17,
				18,19,20
				36:1,9,13,
				16,23 37:5,9,

House Chambers Floor Debate, 2nd

March 21, 2011

80

10,14,16,22, 24 38:3,6,7, 16,19,21,24 39:1,6,7,8, 20,22 40:4 41:4,8 42:13, 15,20,22,25 43:2,24 44:1, 7,9,11,13, 14,15,19,21, 23,25 46:8, 10,14,16,18, 20 47:10,12 48:17,19 49:9,13,16, 20,25 50:2,4, 6,8,10,23 51:9,15,24 52:1,3,7,10, 11,17,18 54:3,12 55:3, 4,5,6,7,9, 11,13 56:16, 17 57:6,8,11, 13,14,18,20, 24 58:7,11, 23,24,25 59:6,7,14, 18,21,22,23 60:2,5,7,9, 11,13,15,20, 22,24 61:2,4, 6,9,16,21, 23,25 62:2,4, 6,8,9,11,14, 16,18,20,23, 24 63:1,2,7, 8,12,14,16, 18,22,23,25 64:2 Republican 39:18 41:10 request 5:23 25:25 26:4 65:8	require 4:14 18:11 26:13 required 2:10 17:17 30:18 31:18 34:17 35:9 requirement 2:8 26:21 32:20 requirements 2:2 6:4,6 27:3 35:21 46:11,17 59:10 requires 29:1 requiring 5:21 research 27:1 34:14 resident 40:12 resist 54:25 respect 30:15 restore 13:5,6 19:7,8 23:19 24:14 restored 37:4 restoring 10:24 24:18 restrictive 13:9 35:22 result 36:12 resulted 40:23 results	37:2 39:18 retract 41:19 return 5:9 returned 16:10 returns 5:1 reviewed 64:17 Rhonda 1:14 65:3 66:6 Right 12:11 13:16 16:15 18:21 19:19 31:3 32:20,24 37:8,9 39:23 48:20 50:10 51:22 54:15 61:12,14 62:8,12 Rights 25:13 27:13, 17,21 29:3,20 32:23 37:7,11 38:8 risk 12:12 risk/reward 10:11 risking 12:9 risky 53:5 rolls 52:5 room 2:14 Rule	64:7,12 rules 64:8 run 20:11 34:15 running 47:23 Rutgers 46:5 <hr/> S <hr/> Sadly 50:18 safeguards 36:18 San 41:11 sat 40:18 satisfy 17:11 49:5 saying 41:17 says 26:24 30:25 45:22,24 46:24 SB 1:1 65:6 SB-14 2:1 3:9,12 4:14 5:19 scalable 10:20 12:13, 17 53:14 School 45:19 second 38:23 s e c o n d - d e g r e e	9:14,23 Secretary 8:16 27:7 33:9 34:10 Section 9:12 15:2,5 32:1,5,7 33:4 64:7,12 Security 5:13 58:4 see 3:6 10:17 18:2 23:10 32:15 35:13 36:2,19 37:2 53:12,13 seeks 43:21 seen 21:7 39:23,25 select 24:3 Senate 7:4 22:17 26:22 30:24, 25 35:21,22 36:12 64:6 senior 47:15,17 seniors 45:22 serious 57:25 SERVICES 66:7 session 35:23 sessions 8:8 25:24 seven 11:23
--	---	---	---	--

House Chambers Floor Debate, 2nd

March 21, 2011

81

severe 10:6	47:23 48:1	11,16,17,19, 22,25 39:2,5, 9 42:14 43:25	30:3 33:10 34:10 35:7 36:15 41:16	65:9,17
severity 9:24	situation 36:18 51:19	44:5,9 49:9, 13,14,18,21, 22,25 50:1,5	53:2,11 54:22 65:2,4	strengthened 48:9
shadows 45:6	six 5:1,10 11:22 24:19 61:19, 22 63:12,14, 16,18,20	55:10,11 56:1,10,15, 18 57:6,10,12	stated 2:17 3:17	strict 6:3
Shorthand 65:3	64:14,16	59:1,2,8,15, 16,20 62:17, 18,22,24	statement 41:20	strikes 55:14 56:2
show 3:6 4:14 11:10 13:13 17:17,18 18:11 21:24 53:5 61:18,19	sixth 63:6,9	64:3,4,9	states 2:23 6:3,8 13:8 30:21 33:11 36:3,24 37:7 46:12 47:24 48:2,5, 7	studied 11:21 40:19
showed 36:25	Slightly 31:7 33:1	special 40:7,8,9	status 5:11 46:1	studies 8:1 34:15,22, 24 35:1,7,11, 15 45:11
showing 14:9 62:7	so.. 60:10	specific 7:6 33:13 34:1	statewide 5:19 41:16	study 45:25
shown 6:8 51:4	Social 5:13 58:4	specifically 23:16 28:1, 10,14 29:1,18	stay 11:12 13:16	studying 40:1
shows 7:16	solve 55:1	30:5,7,20 32:18 42:23 64:14	stealing 39:16	subject 53:7,18
sic 2:15 5:15 41:16	solved 48:12	specifics 34:7	steals 6:12	submit 37:17 53:3
signed 5:10 52:19 59:11	somebody 18:2 53:6 59:24	spent 26:17	stolen 50:19 51:2,11 53:5 56:23 59:11,25 60:8,16 61:11,17	submitted 65:15
significant 13:20 14:1 28:4	something's 35:25	spot 9:12 15:2	stop 8:4 14:17 16:3 51:10, 14,16	Subsection 64:8
similar 3:12 6:1 36:25	sorry 27:16 56:18 57:18 60:25 62:23	stack 41:6	suggest 35:24	substantial 36:20
simple 3:9 11:12	sort 12:8	standard 54:17	straight 39:18	substantiall
simplest 55:1	Spanish 30:14,21 31:15	started 39:13 40:22	straightforw	y 6:1 64:13,19
sir 21:13 59:21	speak 59:3	State 7:20 8:17 10:4 12:7,9 13:20 15:22 18:1 21:7 23:10 26:13 27:7,13,17	ard 55:1	substitute 9:20 64:6
sitting	SPEAKER 2:4,7 6:18,22 24:22,24 25:2,3,7,11 37:24 38:3,4,		Street	support 11:25

House Chambers Floor Debate, 2nd

March 21, 2011

82

Supreme 3:15,17 4:1,6	Talks 32:8	Texas 7:20 21:7	throw 29:4	true 36:6
Sure 11:17 13:17 18:17 23:18 49:2 52:17 54:3 57:3 58:13	Talmadge 40:4	23:11,13 27:14,17 30:3 36:11,15 37:2,12 43:5 47:20,23 48:1,4,8,13 64:8 65:2,4, 10,18 66:6,8	ticket 39:18	trumped 53:25
surrounding 48:4	taught 39:23	text 64:15	time 25:6,9 37:25 38:20,23 44:12,16 49:10,18,21 58:3	trust 19:2
suspect 53:22	TAYLOR 43:24 44:5,9, 13,15 49:13, 14,16,20,25 50:1,2,6,10 51:9,24 52:3, 10,17 54:3 55:3	Thank 2:6 25:10 39:1,8 44:18 55:3,5 56:9, 17 57:13 58:23	times 29:13 51:3 52:13 54:23	try 13:15
suspicion 52:24	television 27:4,5	theft 56:20 57:17, 23 58:2,10,19 62:12	time's 24:24	trying 11:18 12:6 31:13 58:3
sustained 25:1 38:2 49:12 64:21	tell 15:13 31:24	theirs 7:17	today 14:16 20:17 39:11 48:23, 24 53:24	Tuffy 39:24
system 3:4,6 57:15, 21	tells 6:5	themselves 53:7,8	today's 2:18	turn 54:1
T	ten 9:18 12:9 53:8	thing 11:22	told 50:16	turned 50:25
T.V 33:2,5	terms 10:10 36:11 47:25 48:2,5, 7	things 47:7 58:17	tool 16:4 17:15,17	TURNER 39:7
table 59:9,13 62:15	terrific 13:15	think 7:21 9:10 12:16,19 16:2,5 17:10, 15,17 18:5 22:3 23:9 24:6 28:10 29:12 33:16 37:2 53:4,20, 23 56:6 57:3 58:14 62:1	tools 8:3,17,21 12:5,6 13:18 14:23,25 15:16 16:12 17:14 53:1	turnout 6:4 13:10 28:11,17 30:10 36:14 37:3 46:12 47:25 48:3,5, 7
take 51:13 55:17 61:12,13	testified 8:8	third-degree 9:17,22,23	training 5:20	turns 37:20 40:10
taken 24:25 38:1 49:11 65:22	testimony 16:6 17:8 20:6 33:8,14 34:3,19 35:13,16 37:23 40:16 41:2,21		Transcribed 1:14 65:8,12	twice 47:14
takes 6:11 59:12 62:1	Texans 25:14 45:17 48:16 49:2 56:8		transcript 65:15	two 6:3 9:18 10:4 12:9,19 13:4, 8 36:2,3,23 50:17 53:8 56:25 58:17, 21
talk 14:2 25:12 43:7 47:19			TRAVIS 65:1	type 3:10 7:6 8:4, 18 19:18,24 21:6 23:9 24:1 36:24
talked 11:19 45:25			trigger 37:18	
talking 12:11 13:15				

43:20 45:1,4, 8 types 49:4 55:22,23 typically 14:3 <hr/> U U.S 3:25 29:7 Uh-huh 21:4 uncommon 8:11 Under 8:2 9:11,16 14:10 26:21 27:21 29:3,20 32:4,6 39:10 45:23 54:8,14 56:22 58:18 64:11 understand 11:2 12:2 19:4 28:21 59:23 65:13 understandab ly 43:16 understandin g 33:8 undocumented 39:15 undoing 46:15 UNIDENTIFIED 7:13 39:20 42:13,20,25 44:19,21,23 46:8,14,18 47:10 48:17	55:7 59:14 units 33:25 University 45:19 46:5 Unknown 52:10,11 unprotected 6:14 upheld 3:14 4:1 29:7 upholding 3:16 use 14:20 25:25 26:1 27:9 54:10 useless 54:17 usual 4:11 <hr/> v valid 46:4 VAN 43:24 vast 2:19 venue 21:25 22:15 verify 6:16 27:10 verifying 5:15 21:23 58:20 versus 2:16 51:21 Veterans 5:14 victim	56:20 57:17, 23 58:2,9,19 Viet 30:22 Vietnam 40:12 Vietnamese 30:14,22 31:15 40:7 violates 64:7 violations 15:19 Virtualaty 46:6 Vo 40:5 vote 2:2 3:6 5:6, 21 6:12,17 7:17,18 11:4, 11 12:11 13:13 14:9 16:10 17:18 18:12 21:24 22:12 25:23 27:8 37:4 40:13 42:17 46:13 48:14, 20 50:14,19, 22 51:2,11 53:7 54:5 55:7,8,16,17 57:1,5,15,21 60:1 61:14 62:13 63:4 voted 16:11 40:11 41:18 50:15, 18 51:4 52:6 voter 2:16,24,25 3:2,19 4:2,14	5:1,6,16,25 6:4,6,8,11, 16 7:4,6,9, 11,14 8:8,9, 18 9:4 10:1, 12,18,19,21 11:19,24 12:14,22 13:9,16 14:2, 17 16:3,10,11 18:3,11,15, 16 19:21 20:17,25 21:6,17 23:23 30:10 32:11, 20 36:24 40:17,20,21, 23 41:3,12, 13,16,22 42:1,4,18 43:18,21 46:11 47:1,25 48:2,9,10 50:12,18,21 51:11 52:5 53:4,6,18 54:4,6,8,13, 16,20 57:4,16 58:13 63:4 Voters 3:22 4:7,13, 23 5:12,22 18:20 28:12, 17,18 29:25 30:11 31:1 35:8,10 36:15 37:3 45:25 46:12 57:5 voter's 6:2 7:16 voters' 4:4 votes 3:22 4:5 8:10	10:11,15,21 12:15,20 13:4 21:16 23:18 41:25 voting 3:3,8,11 4:12,15 5:18, 25 19:8 22:6 25:12 27:13, 17,21 29:3,20 32:22 37:7,11 38:8 39:15,17 40:7 41:8 43:4,14 46:1 47:9,21,22 48:13 53:17 61:18 <hr/> W want 15:15 39:11 44:16 57:3 58:12 61:13 wanted 7:3 wanting 50:19 warrant 15:23 16:2 17:11 18:2 Watchdog 43:6 watched 50:12 way 6:10 33:12 34:20 46:21 55:1 ways 27:2 62:7 website 30:25 31:4,9 weeks
--	--	---	--	---

House Chambers Floor Debate, 2nd

March 21, 2011

84

50:17	8:7 44:2	years	15000	23
went	45:2,8 53:9,	5:4 9:18 10:4	45:24	1:14
52:5	16	11:22,23	150000	23rd
we're	women	12:10 16:7	27:7	66:1
12:11 16:6	47:13,14,15	24:19 36:2,4	18	25
20:19 22:5	won	39:14 53:8	45:21	45:19,20
48:23 49:3,6	13:4	yield	180	283
52:25	word	6:21,22 44:10	10:3,4	66:7
West	14:20,22	49:17 50:3,4	1st	2ND
65:9,16	work	57:9,10	5:5	1:3 65:7
we've	34:14 63:11	59:19,20	<hr/>	<hr/>
11:21 19:23	worker	62:21,22,25	2	3
21:6 34:19	52:16 57:16,	yields	2	3
36:1,3 39:22,	22	50:5 57:12	25:17 26:25	32:4
25 54:23	working	York	28:7 64:12	3.21.11
whatever	36:3	45:18	2000	1:2 65:7
58:5	works	yourself	47:22 66:8	300000
whether	7:14	53:18	2004	27:6
31:13 52:21	worse	<hr/>	40:1,2 48:1	31.012
whole	36:11	0	50:7,9,11	32:1
61:5	worth	012	51:12	32
widespread	9:19 12:10	9:12	2005	15:2 64:7
11:24 52:14	53:9	075	40:15	32.075
wild	writing	<hr/>	2006	15:6
40:5,6	26:6 38:9	1	40:18,21	328-5557
Wilson	written	1.5	45:18	66:9
65:9,16	5:13	27:4	2007	32C
Wisconsin	wrong	100	41:2,4	64:12
45:25	36:17 37:20	66:8	2008	332480RH
wishing	52:16,19	10000	41:14 48:3	66:11
59:2	wrote	9:19 10:5	2009	35000
withdraw	41:15	12:10 53:8	41:21	45:23
56:4,9	<hr/>	12/31/12	2011	362
withdrawn	Y	66:6	1:1,4 65:6,8	35:22
56:11	Yeah	14	2012	<hr/>
within	10:16 13:25	1:1 7:4 26:22	1:14 5:5	4
5:1,10 56:20	14:7,10 15:14	35:22 36:12	26:25 65:16	64:7,12
61:22 63:6	32:13,16	65:6	66:2	4136
witnessed	33:21 35:14	14th	209	66:6
51:11	44:21	65:9,17	65:9,16	42nd
witnesses	year	15	21	47:24
	26:25 45:24	45:23	1:4 65:8	

House Chambers Floor Debate, 2nd

March 21, 2011

85

43	82R	
25:23 46:4	1:1 65:6	
45	8th	
56:20	65:9,17	
46th	9	
48:2	90	
47	42:9	
46:2 47:24	90000	
48th	41:17	
48:4		
5		
5		
32:5,7		
50		
47:24 48:2,5,		
7		
50th		
48:7		
512		
66:9		
6		
60		
4:19		
6401		
9:12		
65		
45:22		
7		
70		
5:4 24:16		
42:9 45:22		
47:13		
70-year-olds		
47:17		
750000		
27:5		
78701		
65:10,18 66:8		
8		

The House Committee on Voter Identification & Voter Fraud, Select

82nd Legislature

March 21, 2011

4:25 p.m.

E2.022

Pursuant to a notice posted on March 21, 2011, the House Committee on Voter Identification & Voter Fraud, Select met in a formal meeting and was called to order by the chair, Representative Bonnen, at 4:25 p.m.

The initial quorum call was answered as follows: Representatives Bonnen; Veasey; Aliseda; Harless; Hilderbran; Hochberg; Pena; and Taylor, Larry.

A quorum was present.

House Committee on Voter Identification & Voter Fraud, Select

3/21/2011

SB 14

The chair laid out SB 14.

Representative Harless offered a complete committee substitute.

The chair recognized Representative Harless to explain CSSB 14.

The committee substitute was adopted without objection.

Representative Hilderbran moved that SB 14, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Bonnen; Aliseda; Harless; Hilderbran; Pena; Taylor, Larry (6).

Nays: Representatives Veasey; Hochberg (2).

Present, Not Voting: None (0).

Absent: Representative Gutierrez (1).

At 4:28 p.m., on the motion of Representative Hilderbran and without objection, the meeting was adjourned subject to the call of the chair.

Rep. Bonnen, Chair

Steven Schar, Clerk

HOUSE OF REPRESENTATIVES
NOTICE OF FORMAL MEETING

COMMITTEE: Voter Identification & Voter Fraud, Select
TIME & DATE: 4:25 PM, Monday, March 21, 2011
PLACE: E2.022
CHAIR: Rep. Dennis Bonnen

SB 14 Fraser | et al.
Relating to requirements to vote, including presenting proof of
identification; providing criminal penalties.

HOUSE JOURNAL

EIGHTY-SECOND LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTIETH DAY — WEDNESDAY, MARCH 23, 2011

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 105).

Present — Mr. Speaker; Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Castro; Chisum; Christian; Coleman; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Absent, Excused — Eiland.

Absent — Cook.

The invocation was offered by William Eudy, pastor, Southside Church of Christ, Mineral Wells.

The speaker recognized Representative Lyne who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today because of family business:

Eiland on motion of Landtroop.

TX_00002925
JA_002073

TX_00002925

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Lyne and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

CAPITOL PHYSICIAN

The speaker recognized Representative Christian who presented Dr. Keith Miller of Center as the "Doctor for the Day."

The house welcomed Dr. Miller and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Cook now present)

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

HCR 118 - ADOPTED (by V. Taylor, et al.)

Representative V. Taylor moved to suspend all necessary rules to take up and consider at this time **HCR 118**.

The motion prevailed.

The following resolution was laid before the house:

HCR 118, Honoring Congressman Sam Johnson on the 38th anniversary of his release as a North Vietnamese Prisoner of War.

HCR 118 was read and was adopted.

On motion of Representatives Sheets and Madden, the names of all the members of the house were added to **HCR 118** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative V. Taylor who introduced the Honorable Sam Johnson.

(Cain in the chair)

FIVE-DAY POSTING RULE SUSPENDED

Representative Hunter moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Calendars to set a calendar at 10:20 a.m. today in 3W.15.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 10:20 a.m. today, in 3W.15, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 10:20 a.m. today, 3W.15, for a formal meeting, to set a calendar.

HR 1012 - ADOPTED

(by Eissler)

Representative Eissler moved to suspend all necessary rules to take up and consider at this time **HR 1012**.

The motion prevailed.

The following resolution was laid before the house:

HR 1012, Recognizing March 20-26, 2011, as Early College High School Week.

HR 1012 was adopted.

RESOLUTIONS ADOPTED

Representative Dukes moved to suspend all necessary rules to take up and consider at this time **SCR 28** and **SCR 29**.

The motion prevailed.

The following resolutions were laid before the house:

SCR 28 (Dukes - House Sponsor), Commending Joe E. Gonzales for his career in education and for his contributions to the success of Austin Can! Academy.

SCR 29 (Dukes - House Sponsor), Recognizing Austin Can! Academy, a dropout recovery charter high school serving at-risk students of Travis County.

The resolutions were read and were adopted.

HR 828 - ADOPTED

(by Truitt)

Representative Truitt moved to suspend all necessary rules to take up and consider at this time **HR 828**.

The motion prevailed.

The following resolution was laid before the house:

HR 828, Recognizing March 21 through 25, 2011, as Texas Retired Teachers Week.

HR 828 was read and was adopted.

On motion of Representative Patrick, the names of all the members of the house were added to **HR 828** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Truitt who introduced members of the Texas Retired Teachers Association, speaking as follows:

Mr. Speaker, members, this resolution provides an opportunity for this body to show our appreciation for our retired public educators who have provided an invaluable service to the people of this great state. We have some very special guests joining us today, both in the gallery and on the dais. We have TRTA representatives on the dais: Tim Lee, the executive director; Bill Barnes, TRTA legislative coordinator; Carlos Ortiz, state legislative chairman for District 20; Ms. Francis Plemmons, secretary/treasurer; and last but not least, my constituent and good friend, Bill Skinner, TRTA member and a dear friend. And joining us in the gallery are several members of TRTA that have taken the time to come to Austin to be with us today. I especially want to welcome those of you who are here from my district, and I'd ask you all to please stand up and be recognized. Thank you very much for being here.

Members, TRTA has a membership base of approximately 70,000 retirees that continually work to improve their local communities throughout the state. In 2010, TRTA members selflessly gave approximately 5.8 million hours of volunteer service, equivalent to a value of more than \$121 million. For this, and the many other things they do, we are all forever indebted to them, to you. TRTA members will be visiting our offices this afternoon, and I encourage you and your staff to take the time to visit with them. TRTA members, we owe you a great deal of gratitude. Thank you for what you have done for our children. Thank you for what you have done for us. We understand what you are going through. We are listening. We are getting your hundreds of letters. We are reading them. We are hearing what you say. And please know, together we are going to get through this. Mr. Speaker, members, thank you for your consideration.

REMARKS ORDERED PRINTED

Representative Lozano moved to print remarks by Representative Truitt on **HR 828**.

The motion prevailed.

HR 812 - PREVIOUSLY ADOPTED (by White)

The chair laid out the following previously adopted resolution:

HR 812, Recognizing the Texas Forestry Association on the occasion of its seedling giveaway and commending association members for their reforestation efforts and advocacy.

On motion of Representatives White and Christian, the names of all the members of the house were added to **HR 812** as signers thereof.

HR 147 - PREVIOUSLY ADOPTED (by Giddings)

The chair laid out and had read the following previously adopted resolution:

HR 147, Honoring the life of Dan S. Petty of Dallas.

On motion of Representative Branch, the names of all the members of the house were added to **HR 147** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Giddings who introduced family members of Dan S. Petty.

HR 857 - ADOPTED (by S. King)

Representative S. King moved to suspend all necessary rules to take up and consider at this time **HR 857**.

The motion prevailed.

The following resolution was laid before the house:

HR 857, Recognizing March 23, 2011, as Parent Association for the Retarded of Texas Day at the State Capitol.

HR 857 was read and was adopted.

HR 240 - ADOPTED (by Patrick, et al.)

Representative Patrick moved to suspend all necessary rules to take up and consider at this time **HR 240**.

The motion prevailed.

The following resolution was laid before the house:

HR 240, In memory of former Arlington mayor, U.S. representative, and Tarrant County judge Tom J. Vandergriff.

HR 240 was read and was unanimously adopted by a rising vote.

On motion of Representatives Anchia and Nash, the names of all the members of the house were added to **HR 240** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Patrick who introduced family members of the Honorable Tom J. Vandergriff.

HR 739 - PREVIOUSLY ADOPTED (by Burkett)

The chair laid out and had read the following previously adopted resolution:

HR 739, Recognizing March 23, 2011, as Sunnyvale Day at the State Capitol.

HR 979 - ADOPTED (by Keffer)

Representative Keffer moved to suspend all necessary rules to take up and consider at this time **HR 979**.

The motion prevailed.

The following resolution was laid before the house:

HR 979, Commending the firefighters of Texas and paying tribute to the volunteer firefighters who have died in the line of duty.

HR 979 was adopted.

On motion of Representative C. Anderson, the names of all the members of the house were added to **HR 979** as signers thereof.

HR 320 - PREVIOUSLY ADOPTED
(by **L. Gonzales**)

The chair laid out and had read the following previously adopted resolution:

HR 320, Recognizing March 23, 2011, as Hutto Day at the State Capitol.

INTRODUCTION OF GUESTS

The chair recognized Representative L. Gonzales who introduced a delegation from Hutto.

HCR 114 - ADOPTED
(by **Craddick**)

Representative Craddick moved to suspend all necessary rules to take up and consider at this time **HCR 114**.

The motion prevailed.

The following resolution was laid before the house:

HCR 114, Designating April 2011 as Distracted Driving Awareness Month in Texas.

HCR 114 was adopted.

On motion of Representative Phillips, the names of all the members of the house were added to **HCR 114** as signers thereof.

HR 564 - PREVIOUSLY ADOPTED
(by **Kuempel**)

The chair laid out and had read the following previously adopted resolution:

HR 564, Congratulating the football team of the Byron P. Steele II High School in Cibolo on winning the UIL 5A Division II state championship.

On motion of Representative Kuempel, the names of all the members of the house were added to **HR 564** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Kuempel who introduced players and coaches of the Byron P. Steele II High School football team.

HB 3822 - PERMISSION TO INTRODUCE

Representative Workman requested permission to introduce and have placed on first reading **HB 3822**.

Permission to introduce was granted by (Record 106): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Callegari; Carter; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Present, not voting — Mr. Speaker; Cain(C).

Absent, Excused — Eiland.

Absent — Castro; Kolkhorst.

STATEMENT OF VOTE

When Record No. 106 was taken, I was temporarily out of the house chamber. I would have voted yes.

Kolkhorst

HB 3823 - PERMISSION TO INTRODUCE

Representative Thompson requested permission to introduce and have placed on first reading **HB 3823**.

Permission to introduce was granted by (Record 107): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Callegari; Carter; Castro; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer;

Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Present, not voting — Mr. Speaker; Cain(C).

Absent, Excused — Eiland.

Absent — McClendon.

STATEMENT OF VOTE

When Record No. 107 was taken, I was in the house but away from my desk. I would have voted yes.

McClendon

HR 980 - ADOPTED

(by Sheffield)

Representative Sheffield moved to suspend all necessary rules to take up and consider at this time **HR 980**.

The motion prevailed.

The following resolution was laid before the house:

HR 980, Recognizing March 23, 2011, as Salad Day and commending the owner/operators of Texas McDonald's restaurants.

HR 980 was adopted.

On motion of Representative D. Howard, the names of all the members of the house were added to **HR 980** as signers thereof.

FIVE-DAY POSTING RULE SUSPENDED

Representative Cook moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **HB 162** 30 minutes after adjournment today in JHR 140.

The motion prevailed.

(Eiland now present)

(Speaker in the chair)

EMERGENCY CALENDAR

SENATE BILLS

SECOND READING

The following bills were laid before the house and read second time:

TX_00002932

JA_002080

TX_00002932

CSSB 14 ON SECOND READING

(Harless, L. Taylor, Peña, Truitt, T. Smith, et al. - House Sponsors)

CSSB 14, A bill to be entitled An Act relating to requirements to vote, including presenting proof of identification; providing criminal penalties.

CSSB 14 - POINT OF ORDER

Representative Walle raised a point of order against further consideration of **CSSB 14** under Rule 6, Section 16 of the House Rules on the grounds that the calendar is ineligible for consideration.

The speaker overruled the point of order, speaking as follows:

Mr. Walle raises a point of order pursuant to Rule 6, Section 16 that the initial printing of the calendar contained an error that prevents further consideration. The chair has reviewed the original and revised calendar and finds that the purpose of Rule 6, Section 16 has been complied with. The point of order is respectfully overruled.

CSSB 14 - POINT OF ORDER

Representative Walle raised a point of order against further consideration of **CSSB 14** under Rule 6, Section 16 of the House Rules on the grounds that the calendar is ineligible for consideration.

The speaker overruled the point of order, speaking as follows:

Mr. Walle raises a point of order under Rule 6, Section 16 on the grounds that the corrected calendar is not properly in order for consideration and is not eligible for consideration at this time. A similar error occurred in **HB 1111** during the 79th Legislature. In that case, an error was discovered and a new calendar was printed and considered after a two-hour layout. The chair noted in that case that the error in the calendar was corrected and was laid out more than two hours. The chair finds no violation under Rule 6, Section 16. The point of order is respectfully overruled.

PARLIAMENTARY INQUIRY

REPRESENTATIVE GALLEGOS: Mr. Speaker, just a parliamentary inquiry so that I, if you don't mind, can understand the line of reasoning behind the—Mr. Walle's point of order was that Rule 6, Section 16 doesn't provide, as I read the rule. The rule indicates that "deviations from the calendar as posted shall not be permitted, except that the Committee on Calendars shall be authorized to prepare and post, not later than two hours before the house convenes, a supplemental daily calendar." So the two-hour notice under the rules applies to the supplemental daily calendar, is that not correct?

SPEAKER STRAUS: Mr. Gallego, under Rule 6, Section 16, deviations from the calendar are permitted, if they are permitted by the Committee on Calendars.

GALLEGOS: Mr. Speaker, the sentence reads "deviations from the calendars as posted shall not be permitted, except in the case of the supplemental calendar."

SPEAKER: Mr. Gallego, the phrase "except" means there are deviations that are permitted.

GALLEGO: But, the exception is listed, is it not, Mr. Speaker? The exception is the supplemental daily calendar, which can be printed two hours before the house convenes.

SPEAKER: Mr. Gallego, there was a printing error in this calendar that was discovered and it's been corrected.

GALLEGO: The issue, Mr. Speaker, as I understand Mr. Walle's point of order, is that under the rules, revised calendars don't exist; supplemental calendars exist. And this was not remedied through a supplemental calendar, it was remedied so that the posting should—if we're going to do the supplemental calendar, and the posting, and the two-hour notice, then this was not a supplemental calendar which we all receive on our desks. As the routine course of the house's business, we receive supplemental calendars. And in this instance, we didn't receive a supplemental calendar, we received a revised calendar, which would seem to indicate that—I guess the difficulty for me is that you can't have it—the argument that you can't have it both ways. If it is a supplemental calendar, and there is a two-hour notice, and there is a deviation, that's fine, but if the argument is that it's a revised calendar and all this revised calendar does is take the place of the first one, then it seems that that timing should relate back. The posting notice should relate back, as well.

SPEAKER: Thank you, Mr. Gallego, for your inquiry. This is not the first time that a printing error has occurred in our calendars. On May 15 of 1997, for instance, an error in the printing was corrected under the title "Corrected Daily House Calendar." On May 20 of 1999, a correction was made under the "Corrected Daily House Calendar." And, similarly, on Tuesday, July 19, 2005, the correction was made under "Revised Daily House Calendar."

REMARKS ORDERED PRINTED

Representative Walle moved to print remarks between Representative Gallego and the speaker.

The motion prevailed.

CSSB 14 - POINT OF ORDER

Representative Farrar raised a point of order against further consideration of **CSSB 14** under Rule 4, Section 11 and Rule 4, Section 12 of the House Rules on the grounds that proper notice of the committee meeting was not given and the committee meeting was not open to the public.

The speaker overruled the point of order, speaking as follows:

Representative Farrar raises a point of order under Rule 4, Section 11 and 12. Representative Farrar indicates that the meeting of the Calendars Committee began at 10:07 p.m., and that the Capitol was closed and access to the meeting room may have been denied. While the Calendars Committee did not begin meeting until 10:07 p.m., the meeting was initially posted for 9 p.m. As noted on

the State Preservation Board website, the hours of the Capitol are normally between 7 a.m. and 10 p.m. but are extended during legislative sessions, including during house committee meetings. It appears that the provisions of Rule 4, Section 11, were complied with. The point of order is respectfully overruled.

CSSB 14 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **CSSB 14** under Rule 4, Section 32(c) and Rule 4, Section 32(f) of the House Rules on the grounds that the bill analysis is incorrect.

The speaker overruled the point of order, speaking as follows:

Representative Martinez Fischer raises a point of order under Rule 4, Section 32 in that the bill analysis fails to discuss changes on page 11, line 7 and page 11, line 27 of the bill. Specifically, Representative Martinez Fischer argues that the bill analysis fails to compare the bill to existing law and fails to list revision on page 11, line 27 as an express repeal. The chair has reviewed the bill and the bill analysis. The chair finds that the language of the bill analysis is not materially or substantially misleading and that the bill analysis, which is a summary, accurately reflects the substance of the bill. The point of order is respectfully overruled.

PARLIAMENTARY INQUIRY

REPRESENTATIVE MARTINEZ FISCHER: Thank you, Mr. Speaker—parliamentary inquiry.

SPEAKER STRAUS: State your inquiry.

MARTINEZ FISCHER: In the last part of your ruling you made reference to the bill analysis being a summary, did I hear that right?

SPEAKER: That's correct.

MARTINEZ FISCHER: Could you repeat that last line, would you indulge me? I couldn't hear back here.

SPEAKER: The bill analysis, which is a summary, accurately reflects the substance of the bill.

MARTINEZ FISCHER: And, Mr. Speaker, parliamentary inquiry.

SPEAKER: State your inquiry.

MARTINEZ FISCHER: As I read Rule 4, Section 32(c), I don't see—I don't see in the rules where members are given the opportunity to summarize the bill in the bill analysis. Fact is, I read Rule 4, Section 32(c), it says that the bill analysis must include in summary or section-by-section form a detailed analysis, not a summary analysis, a detailed analysis, and so did the chair misunderstand me when I made that argument? Is the chair under the impression that I am arguing that there should be a lesser standard than a detailed analysis? Because I didn't argue there should be a summary analysis—in fact, the rules are contrary to any

members providing a summary analysis, it says it must be detailed, it can be in a summary or a section-by-section form, but the analysis must be detailed. Is the chair in agreement with that reading of the rule, as I see it?

SPEAKER: The chair has applied the precedence from prior sessions.

MARTINEZ FISCHER: And what precedence would that be, Mr. Chairman, Mr. Speaker?

SPEAKER: For instance, Mr. Martinez Fischer, there's a precedent from the 81st Session.

MARTINEZ FISCHER: The 81st Session, would the chair be inclined as to tell me what day of the journal that was?

SPEAKER: It was May 20th, 2009.

MARTINEZ FISCHER: May 20th, 2009. Okay, now in chair's ruling—

SPEAKER: It was on **SB 865**.

MARTINEZ FISCHER: **SB 865**? Thank you, Mr. Speaker. In the chair's ruling, in effect, the chair is saying that if we—if there is an express strike-through on a bill that changes the current state of the law, there is no requirement under Rule 4, Section 32(c) or Rule 4, Section 32(c)(3) that requires a member to notify the body and the general public that we are expressly changing a legal standard.

SPEAKER: Rule 4, Section 32, Subsection (c), Subsection (2) requires a list of provisions expressly, expressly repealed by the bill or resolution.

MARTINEZ FISCHER: So, the chair's interpretation, which I would deem to be narrow—is it the chair's interpretation that what triggers an express statement of a repeal of a law is the words in a bill or resolution that says, this article or this section is expressly repealed? Is that how the chair interprets Rule 4, Section 32(c)(2)?

SPEAKER: Just one moment, Mr. Martinez Fischer. Mr. Martinez Fischer, the point of order that you raised did not point us to a section of the law that contained an express repeal.

MARTINEZ FISCHER: Then the chair may have misunderstood my point of order. Shall I reassert it, Mr. Chairman? Because I crystal clearly remember arguing to the chair that when you take two sections of the bill and take us from a discretionary standard and change it to a mandatory standard, the strike-through of the discretionary is a repeal of a statute—in fact, guts the statute—and then I argued secondarily that when you go from a "shall" standard to a "must" standard, you again are expressly repealing a statute by a strike-through and, in fact, you are gutting the existing law. I offered that, and if the chair did not analyze the point of order under that analysis, then I would like to raise that point of order again.

SPEAKER: Mr. Martinez Fischer, the chair has already ruled on the point of order. You are welcome to lodge another point and I will request, the chair would request that the exchange be reduced to writing and entered into the journal.

MARTINEZ FISCHER: I'm sorry, what about the last part, Mr. Speaker?

SPEAKER: I would request that the exchange between you and the chair be reduced to writing and entered into the journal.

MARTINEZ FISCHER: Thank you, Mr. Speaker, I was going to do the same thing. And so—but I don't have to raise another point of order—but the chair has suggested that portion of that argument was not considered by the chair because the chair was unaware that that was, that that objection was being raised, and if the chair has properly considered that, I'd like the chair to tell me there would be no need to raise an additional point of order.

SPEAKER: Mr. Martinez Fischer, the chair appreciates your arguments and the chair respectfully has overruled your point of order.

MARTINEZ FISCHER: I understand that Mr. Speaker, but on what grounds?

SPEAKER: That Rule 4, Section 32(c) has been complied with.

MARTINEZ FISCHER: In all aspects?

SPEAKER: And that the bill analysis is not substantially or materially misleading.

MARTINEZ FISCHER: And with regard to Rule 4, Section 32(c)(2), a repeal of a statute that's not explained in a detailed bill analysis, that's part of your ruling, as well?

SPEAKER: Yes, sir, it is.

MARTINEZ FISCHER: Thank you, Mr. Speaker.

REMARKS ORDERED PRINTED

The speaker moved to print remarks between Representative Martinez Fischer and the speaker.

The motion prevailed.

CSSB 14 - POINT OF ORDER

Representative Coleman raised a point of order against further consideration of **CSSB 14** under Rule 4, Section 32(c) of the House Rules on the grounds that the bill analysis is materially or substantially misleading.

The speaker overruled the point of order, speaking as follows:

Mr. Coleman raises a point of order under Rule 4, Section 32. Specifically, the provision relating to the use of passports found on page 1 of the bill analysis is not sufficiently detailed enough continuously through the bill analysis. The chair has reviewed the bill and the bill analysis and finds that the provision complained of, relating to passports, is contained in the bill analysis and is not materially or substantially misleading. Accordingly, the point of order is respectfully overruled.

CSSB 14 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **CSSB 14** under Article III, Section 49-k of the Texas Constitution on the grounds that the bill reduces, rescinds, or repeals the Texas Mobility Fund.

The speaker overruled the point of order, speaking as follows:

Mr. Martinez Fischer raises a point of order under Article III, Section 49-k of the Texas Constitution. Specifically, Mr. Martinez Fischer argues that the bill reduces, rescinds, or repeals authority to collect funds under the Texas Mobility Fund. The chair has reviewed the argument, the question raised by Mr. Martinez Fischer was a provision that was constitutional whether any infirmity must be addressed in this bill or any bill if the bill is effective unless changed. It's precisely the type of constitutional points of order traditionally not ruled on. The chair will continue that tradition and the point of order is respectfully overruled.

PARLIAMENTARY INQUIRY

REPRESENTATIVE MARTINEZ FISCHER: The chair, in his ruling, failed to indicate whether they found this to be a substantive challenge or a procedural challenge to the constitution and I'd like to know which it is.

SPEAKER STRAUS: Mr. Martinez Fischer, the chair found that this deals with a substantive constitutional issue.

MARTINEZ FISCHER: Mr. Speaker, parliamentary inquiry.

SPEAKER: State your inquiry.

MARTINEZ FISCHER: Is the constitutional article that says bills must be read on three several days, is that procedural or substantive?

SPEAKER: That is a point of order that has traditionally been ruled on by the chair.

MARTINEZ FISCHER: As procedural or substantive?

SPEAKER: As a discussion of legislative procedure.

MARTINEZ FISCHER: And Mr. Speaker, further inquiry, is the constitutional provision saying that all bills must pass both houses of the legislature, is that procedural or substantive?

SPEAKER: Again, Mr. Martinez Fischer, that is a point of order that has been ruled on, on legislative procedure.

MARTINEZ FISCHER: Okay, and the constitutional provisions related to the two-subject rule, is that also procedural, or is it substantive?

SPEAKER: Mr. Martinez Fischer, in ruling on Article III, Section 49-k of the constitution, we found that that did not fall within classes of legislative procedures traditionally ruled on by the chair.

MARTINEZ FISCHER: With respect to the substantive ruling of this chair, there was not a substantive claim made in the point of order, in fact, the point of order was launched because the procedure by which a bill comes to the floor that repeals, rescinds, or reduces constitutionally dedicated monies—my argument is, procedurally, no bill can come to the floor that does that unless they comply with the constitution, which requires them to explain how they plan to reallocate the monies they deprive from the mobility fund. And so, procedurally, that is what my point is. I'm not arguing the substantive matter, as to whether or not the Article III, Section 49 even applies in this instance. I am saying—I am saying that procedurally, just like procedurally we read bills on three separate days, just like procedurally we pass bills out of the house and senate, this is also a procedure by which we bring bills to the floor that are in order and not in order. And my procedural argument is that the bill is not in order, because procedurally it deprives the mobility fund of its dedicated source of funding, and the only way, procedurally, that we can proceed is if we allocate monies to replenish what we take. I'm not arguing as to the substantive merits of that, I'm arguing that is a necessary step for a bill to be in order. So if the chair wants to rule that procedurally I am overruled, I will sit down. But my point of order is specific to this procedural component of the constitutional article and not the substantive interpretation.

SPEAKER: Mr. Martinez Fischer, we have reviewed and heard your arguments, we've looked for precedent, there is none. And the point of order is respectfully overruled and I'd be happy to take this exchange between me and you and have it entered into the journal.

MARTINEZ FISCHER: We can put it on the journal, we can put it on a billboard, but we're here today, and just because there isn't precedent, that's not a reason to overrule the point of order. And I will say that the reason why you may not find a precedent is that the creation of the mobility fund is relatively new and I think that only in two instances in our Texas Constitution do we place the procedural hurdle of protecting dedicated funds. One is for the mobility fund, and one is for the rail relocation fund. We have an obligation, as lawmakers, to not submit the full faith and credit of the State of Texas to bond holders when we take money that they are relying on to pay for construction bonds. And so I'm not arguing the substantive part of that, I am wanting the chair to make a ruling that, procedurally, you do not have to replenish money that you procedurally take out of the mobility fund, not the substantive interpretation of the fund itself. And so if the chair wants to put in its ruling we've reviewed the procedural argument and we find, procedurally, there's nothing there, then I will sit down.

SPEAKER: Mr. Martinez Fischer, the chair will revise its ruling to include the arguments you've made, thank you.

MARTINEZ FISCHER: So that will be, in fact, the chair's ruling? Will the chair please read that ruling to me?

SPEAKER: Point of order is respectfully overruled.

MARTINEZ FISCHER: On procedural grounds?

SPEAKER: The chair has listened respectfully to your arguments and respectfully overrules your point of order.

MARTINEZ FISCHER: If the chair is making its ruling on the substantive interpretation of Article III, Section 49, then the chair has not heard my argument. My argument is on the procedural hurdle that exists with respect to Article III, Section 49. And so, procedurally, once again, Mr. Speaker, if there is an overruling of the procedural point of order, I will stand by the chair's ruling. But I need to hear that to be the chair's ruling.

SPEAKER: Mr. Martinez Fischer, the chair overrules on all grounds that you've raised. Thank you.

REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print remarks between the speaker and Representative Martinez Fischer.

The motion prevailed.

(Geren in the chair)

Pursuant to Rule 5, Section 28 of the House Rules, Representative Anchia requested a second extension of speaking time on **CSSB 14**.

There being objection, the request was not granted.

Amendment No. 1

Representative Anchia offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) by striking the enacting clause (page 1, line 4).

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Anchia offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) Strike SECTIONS 1 and 2 of the bill (page 1, line 5, through page 2, line 2) and renumber the remaining SECTIONS of the bill accordingly.

(2) In SECTION 9 of the bill, strike amended Section 63.001(b), Election Code (page 5, lines 2 through 6), and substitute the following:

(b) On offering to vote, a voter must present to an election officer at the polling place:

(1) one form of photo identification described by Section 63.0101; or

(2) the voter's voter registration certificate, accompanied by the affidavit described by Subsection (h) [to an election officer at the polling place].

(3) In SECTION 9 of the bill, strike added Section 63.001(h), Election Code (page 6, lines 15 through 23), and substitute the following:

(h) If the requirement for identification prescribed by Subsection (b)(1) is not met, an election officer shall notify the voter that the voter may be accepted for voting if the voter executes an affidavit under penalty of perjury stating that the voter is the person named on the voter registration certificate.

(4) Strike SECTION 17 of the bill (page 11, line 24, through page 12, line 20) and substitute the following:

SECTION 17. Section 65.054(b), Election Code, is amended to read as follows:

(b) A provisional ballot shall ~~may~~ be accepted ~~only~~ if the board determines that:

(1) [s] from the information in the affidavit or contained in public records, the person is eligible to vote in the election and has not previously voted in that election; and

(2) the person meets the identification requirements of Section 63.001(b) at the time the ballot was cast or in the period prescribed under Section 65.0541.

(5) In SECTION 18 of the bill, strike added Section 65.0541(a), Election Code (page 12, line 24, through page 13, line 4) and substitute the following:

(a) A voter who is accepted for provisional voting under Section 63.011 because the voter does not meet the identification requirements of Section 63.001(b) may, not later than the sixth day after the date of the election, present a form of identification described by Section 63.0101 to the voter registrar for examination.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representatives Giddings and Bonnen offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In the recital to SECTION 9 of the bill (page 5, line 1), strike "(g) and (h)" and substitute "(g), (h), and (i)".

(2) In SECTION 9 of the bill, in amended Section 63.001(b), Election Code (page 5, line 2), strike "Subsection (h)" and substitute "Subsection (h) or (i)".

(3) In SECTION 9 of the bill, following added Section 63.001(h), Election Code (page 6, between lines 23 and 24), add the following:

(i) A voter who would otherwise be accepted for voting under this chapter but for the requirements of Subsection (b) shall be accepted for voting if, instead of presenting the identification required by Subsection (b), the voter executes an affidavit under penalty of perjury that asserts that the voter's proof of identification meeting the requirements of Subsection (b) has been stolen and the voter presents to an election officer a copy of an official police report, dated not earlier than the 45th day before the date on which the voter seeks to vote, alleging that the voter was a victim of an offense described by Section 32.51, Penal Code. The voter may redact personal information on the report relating to the voter, other than the voter's name, address, or date of birth. A report presented under this section is not required to contain the voter's date of birth.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Turner offered the following amendment to **CSSB 14**:

Amend **CSSB 14** as follows:

(1) SECTION 9, page 5, line 3, after "election officer" add the following language:

in a county with more than 4 million people, whom meets the requirements as set out in Chapter 85, Section 85.009 Elections Code for early voting; and Chapter 32, Section 32.002 for non-early voting or any other election governed by Chapter 32.

(2) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 32, Sec. 32.002 (2)(c), Elections Code, is amended to read as follows:

(c) The presiding judge and alternate presiding judge must be affiliated or aligned with different political parties, subject to this subsection. Before July of each year in a county to which Subsection (a)(1) applies or before August of each year in a county to which Subsection (a)(2) applies, the county chair of a political party whose candidate for governor received the highest or second highest number of votes in the county in the most recent gubernatorial general election shall submit in writing to the commissioners court a list of names of persons in order of preference for each precinct who are eligible for appointment as an election judge. The county chair may supplement the list of names of persons until the 20th day before a general election or the 15th day before a special election in case an appointed election judge becomes unable to serve. The commissioners court shall appoint the first person meeting the applicable eligibility requirements from the list submitted in compliance with this subsection by the same party as the state representative in the district where the voting place is located, and the first person meeting the applicable eligibility requirements from the list submitted in compliance with this subsection by the other political parties list ~~party with the second highest number of votes in the precinct~~ as the alternate presiding judge. The commissioners court may reject the list if the persons whose names are submitted on the list are determined not to meet the applicable eligibility requirements.

(3) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 85, Elections Code, is amended to read as follows:

Sec. 85.009. ELECTION OFFICERS FOR GENERAL ELECTION FOR STATE AND COUNTY OFFICERS. (a) The county clerk shall select election officers for the main early voting polling place and any branch polling place from a list provided under Subsection (b), in a manner that provides equal representation to the extent possible for each political party holding a primary election in the county.

(b) Before July of each year, the county chair of each political party holding a primary election in the county shall submit in writing to the county clerk a list of names of persons in order of preference for each early voting polling place

who are eligible for selection as an election officer. The county chair may supplement the list of names of persons until the 30th day before early voting begins in case an appointed election officer becomes unable to serve.

(1) The county clerk shall appoint the first person meeting the applicable eligibility requirements from the list submitted in compliance with this subsection by the party with the highest number of votes in the county as the presiding election officer of that polling place and the first person meeting the applicable eligibility requirements from the list submitted in compliance with this subsection by the party with the second highest number of votes in the county as the alternate presiding election officer of that polling place.

(2) The county clerk shall appoint additional election officers for each polling place in the manner described by Subsection (a). ~~The county clerk may reject the list if the persons whose names are submitted on the list are determined not to meet the applicable eligibility requirements.~~ as follows: The county clerk shall appoint the first person meeting the applicable eligibility requirements from the list submitted by the same political party as the state representative in the district where the voting place is located and the first person meeting the applicable eligibility requirements from the list submitted in compliance with this subsection by the other political parties list as the alternate presiding judge.

Amendment No. 4 was withdrawn.

Amendment No. 5

Representative Hochberg offered the following amendment to **CSSB 14**:

Amend **CSSB 14** on page 5, line 14, by inserting "under standards adopted by the secretary of state" between "list" and the comma.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Y. Davis offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) is amended as follows:

(1) Strike lines 12 thru 14 on page 6 and replace the following:

(D) includes notice that if all procedures are followed, the voter's provisional ballot will be accepted.

(Speaker in the chair)

Amendment No. 6 was withdrawn.

Amendment No. 7

Representatives Bonnen, Zedler, Simpson, Creighton, S. Miller, Lyne, Otto, Chisum, Madden, T. Smith, W. Smith, D. Miller, Jackson, Berman, Lewis, Hartnett, Landtroop, Kleinschmidt, J. Davis, Zerwas, Flynn, Crownover, Isaac, Parker, Larson, Orr, Hopson, Truitt, Brown, Scott, Morrison, V. Taylor, P. King, Callegari, S. King, Sheets, Laubenberg, L. Gonzales, Margo, Schwertner, Price, Harper-Brown, Driver, Shelton, Aliseda, Smithee, Aycock, Hancock, and Garza offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) in SECTION 9 of the bill, in added Section 63.001(h), Election Code (page 6, lines 17-21), by striking the following:

:

(1) was 70 years of age or older on January 1, 2012, as indicated by the date of birth on the voter's voter registration certificate; or

(2)

Amendment No. 8

Representative Eiland offered the following amendment to Amendment No. 7:

Amend Amendment No. 7 by Bonnen by striking the text of the amendment and substituting the following:

Amend **CSSB 14** (house committee printing) in SECTION 9 of the bill, by striking added Section 63.001(h)(1), Election Code (page 6, lines 18-20), and substituting the following:

(1) is considered elderly under rules adopted for this purpose by the executive commissioner of the health and human services commission, consistent with the definition of elderly used in the Government Code and the Penal Code;
or

Representative Bonnen moved to table Amendment No. 8.

The motion to table prevailed by (Record 108): 99 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Aliseda; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Geren; Gonzales, L.; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lyne; Madden; Margo; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Perry; Phillips; Pitts; Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Castro; Coleman; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Gallego; Giddings; Gonzales, V.; Gonzalez; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; King, T.; Lozano; Lucio; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Muñoz; Naishtat; Oliveira; Peña; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Turner; Veasey; Villarreal; Vo; Walle.

Present, not voting — Mr. Speaker(C).

Amendment No. 9

Representative Alonzo offered the following amendment to Amendment No. 7:

Amend Amendment No. 7 by Bonnen by striking the text of the amendment and substituting the following:

Amend **CSSB 14** (house committee printing) in SECTION 9 of the bill, in added Section 63.001(h), Election Code (page 6, line 18), by striking "70" and substituting "65".

AMENDMENT NO. 9 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE ALONZO: Mr. Veasey, one of the reasons Mr. Eiland and myself brought up this amendment is to pay particular attention to part of our state which are 65 and over, and you pointed out—and it might seem easy to some people while anybody can vote—is that part of your argument? That nobody should be set aside, especially on this law, is that right?

REPRESENTATIVE VEASEY: That is exactly right and I think the point that everybody is missing is that if you were born in 1941, which is what this bill covers. When you were born, you were born into a time when it was legal to discriminate against African Americans and Hispanics, particularly here in this state. And you were routinely denied the right to vote if you were born during that time period and if you lived during that time period and those are the people we are trying to protect by making these amendments better. I do not want my grandmother who is 98 years old, who was born during a time of rampant discrimination. I do not want the people that know her at the school house at Como Elementary School when she goes to vote in Fort Worth, the people that know her, that have known her, those folks are now in their sixties and pushing 70-years-old and my grandmother used to baby-sit them and watch after them, they know who she is. And my grandmother does not have a current driver's license and luckily she usually votes by mail. But if it were an emergency and I needed to take her up to the school to vote, I would not want them to deny her the right to cast a ballot, particularly the people who have known her and know that she is not committing voter fraud. I do not want them to have the right to say no she cannot vote. That is absolutely un-American and ridiculous and discriminatory.

ALONZO: And you know talking about that, isn't it true the reason we set up the Voting Rights Act in the United States was because what part of the United States needed to be reminded and have another hammer to make sure people are allowed to vote. What part of the United States?

VEASEY: The south and Texas.

ALONZO: Right and we can argue for ages and time that it doesn't happen, but isn't it true after we did redistricting in 2003 the supreme court said there was discrimination here in Texas?

VEASEY: Now say that again, I'm sorry.

ALONZO: That there was discrimination here in Texas after the supreme court ruled on our redistricting in San Antonio.

VEASEY: Absolutely, rampant.

ALONZO: And the reason we want to do this amendment, the reason we are for this amendment, and we're going to vote no on the Bonnen amendment is because the elderly should be protected. The elderly, as pointed out, there is more of a chance that they're not going to renew their driver's license, is that right?

VEASEY: Absolutely, if you don't have to drive, if you're on a fixed income, why would you go and spend money to get your driver's license renewed? It may not be a problem in some areas but it surely is a lot—it surely would be a problem in many rural and urban areas, where people just don't have the same access to resources and the same access to cash as others do, particularly for those who are sick and shut-in and rely on social services.

Representative Bonnen moved to table Amendment No. 9.

The motion to table prevailed by (Record 109): 98 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Aliseda; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Darby; Davis, J.; Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Geren; Gonzales, L.; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lyne; Madden; Margo; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Perry; Phillips; Pitts; Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Castro; Coleman; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Gallego; Giddings; Gonzales, V.; Gonzalez; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; King, T.; Lozano; Lucio; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Muñoz; Naishtat; Oliveira; Peña; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Turner; Veasey; Villarreal; Vo; Walle.

Present, not voting — Mr. Speaker(C).

Absent — Crownover.

STATEMENT OF VOTE

When Record No. 109 was taken, I was in the house but away from my desk. I would have voted yes.

Crownover

AMENDMENT NO. 7 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE VEASEY: Members, I want to speak against the amendment, because obviously the prior two amendments that were sent up trying to protect old people, to preserve their right, for it to be easy for them to vote, and I think that's all we're asking, is just for a little flexibility on this. We're getting absolutely none at all and I think that's unfortunate because when the bill was laid out, I was under the impression that there wouldn't be different amendments added that would make the bill even more adverse than it already is, and I think we're setting up a bad precedent by voting for this.

REPRESENTATIVE BERMAN: Mr. Veasey, I'm one of those old people that you're talking about. I'm 75, and I've got lots of friends who are 75, and they want to go to the polls and vote just like everybody else, and there are provisions in the bill for the disabled, if you can't get to the polls, there are provisions to vote. I thought it was ridiculous, really, to set a limit of 70. You know, I don't need any protection, and all my friends don't need any protection. I think Mr. Bonnen has got a great amendment.

VEASEY: I think everybody's circumstances are different. I think that's what makes the legislative perspective unique. Some people may live in a rural area and it may take a long time to reach certain areas to go vote. Some people, you know, may have been born during a time where they don't have access to certain documents to obtain driver's licenses and things of that nature. You know, everybody has a different story, a different perspective, our state has not always been as urban as it is now, it has not always been as integrated as it is now.

BERMAN: Well, you're absolutely right, but Ms. Harless has many, many points in the bill that will take care of everyone and any age group. And we don't want to discriminate on age—you're discriminating against me. I want to go to the polls and vote, I don't need to be exempt.

VEASEY: Well, that's different, Leo—you may not have been affected the same way, like my grandmother, my constituents that are African American. The laws that were passed back then may have not had the same adverse impact on you as a white male as they did on other people, and that's what this is about today.

BERMAN: That's true, but there are provisions in the bill that take care of that though.

(Geren in the chair)

Amendment No. 7 was adopted by (Record 110): 97 Yeas, 50 Nays, 2 Present, not voting.

Yeas — Aliseda; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Gonzales, L.; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop;

Larson; Laubenberg; Lavender; Lewis; Lyne; Madden; Margo; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Perry; Phillips; Pitts; Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Castro; Coleman; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Giddings; Gonzales, V.; Gonzalez; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; King, T.; Legler; Lozano; Lucio; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Muñoz; Naishtat; Oliveira; Peña; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Turner; Veasey; Villarreal; Vo; Walle.

Present, not voting — Mr. Speaker; Geren(C).

Absent — Gallego.

STATEMENT OF VOTE

When Record No. 110 was taken, I was in the house but away from my desk. I would have voted no.

Gallego

REMARKS ORDERED PRINTED

Representative Veasey moved to print remarks between Representative Alonzo and Representative Veasey and between Representative Berman and Representative Veasey.

The motion prevailed.

Amendment No. 10

Representative Y. Davis offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) by striking lines 12 through 14 of page 6 and substituting the following:

(D) includes notice that if all procedures are followed and the voter is found to be eligible to vote in the election, the voter's provisional ballot will be counted.

Amendment No. 10 was adopted.

Amendment No. 11

Representative Veasey offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In SECTION 9 of the bill, in added Section 63.001(h)(1), Election Code (page 6, line 20), strike "or".

(2) In SECTION 9 of the bill, following added Section 63.001(h)(2), Election Code (page 6, line 23), between "15.001(c)" and the period, insert the following:

; or

(3) executes an affidavit under penalty of perjury stating that the voter is the same person named on the list of registered voters for the precinct

Representative Harless moved to table Amendment No. 11.

The motion to table prevailed by (Record 111): 99 Yeas, 48 Nays, 2 Present, not voting.

Yeas — Aliseda; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Gonzales, L.; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lyne; Madden; Margo; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pitts; Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Castro; Coleman; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Gallego; Giddings; Gonzales, V.; Gonzalez; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; King, T.; Lozano; Lucio; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Muñoz; Naishtat; Oliveira; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Veasey; Villarreal; Vo; Walle.

Present, not voting — Mr. Speaker; Geren(C).

Absent — Turner.

Amendment No. 12

Representative Dutton offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In SECTION 9 of the bill, in added Section 63.001(h)(1), Election Code (page 6, line 20), strike "or".

(2) In SECTION 9 of the bill, following added Section 63.001(h)(2), Election Code (page 6, line 23), between "15.001(c)" and the period, insert the following:

; or

(3) the election judge affirms that the judge knows personally

Representative Hancock moved to table Amendment No. 12.

The motion to table prevailed by (Record 112): 100 Yeas, 48 Nays, 2 Present, not voting.

Yeas — Aliseda; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.;

Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Gonzales, L.; Gonzalez; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lyne; Madden; Margo; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pitts; Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Castro; Coleman; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Gallego; Giddings; Gonzales, V.; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; King, T.; Lozano; Lucio; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Muñoz; Naishtat; Oliveira; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Turner; Veasey; Villarreal; Vo; Walle.

Present, not voting — Mr. Speaker; Geren(C).

Amendment No. 13

Representative Eiland offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In SECTION 9 of the bill, in added Section 63.001(h), Election Code (page 6, line 20), strike "or".

(2) In SECTION 9 of the bill, following added Section 63.001(h)(2), Election Code (page 6, line 23), between "15.001(c)" and the period, insert the following:

; or

(3) executes an affidavit under penalty of perjury that asserts the voter does not have identification meeting the requirements of Subsection (b) as a result of a natural disaster declared by the president of the United States or the governor

Amendment No. 13 was adopted.

Amendment No. 14

Representative Raymond offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In SECTION 9 of the bill, in added Section 63.001(h), Election Code (page 6, line 20), strike "or".

(2) In SECTION 9 of the bill, in added Section 63.001(h), Election Code (page 6, line 23), between "15.001(c)" and the underscored period, insert the following:

"; or

(3) presents a paycheck or copy of another official employment document that includes the information of the voter's employer and informs the election officer that:

(A) the voter's employer does not permit the voter to be absent from work for the purpose of obtaining photo identification; and

(B) offices of the Department of Public Safety are not open for at least two consecutive hours outside of the voter's working hours

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

CSSB 14 - (consideration continued)

Amendment No. 14 was withdrawn.

Amendment No. 15

Representative Martinez offered the following amendment to **CSSB 14**:

Amend **CSSB 14** (house committee printing) as follows:

(1) In SECTION 11 of the bill, in added Section 63.0012(a), Election Code (page 7, lines 15 and 16), strike "Section 521.422, Transportation Code," and substitute "Section 63.010".

(2) Strike SECTION 20 of the bill, amending Section 521.422, Transportation Code (page 13, line 18, through page 14, line 10).

(3) Add the following appropriately numbered SECTION to the bill and renumber the remaining SECTIONS of the bill accordingly:

SECTION _____. Chapter 63, Election Code, is amended by adding Section 63.010 to read as follows:

Sec. 63.010. FEES PROHIBITED FOR CERTAIN FORMS OF IDENTIFICATION DOCUMENTATION. Notwithstanding any other law, an agency, institution, or political subdivision of this state may not charge any fee for the issuance of any document that may be used:

(1) as proof of identification under this chapter; or

(2) to obtain a document that may be used as proof of identification under this chapter.

(Speaker in the chair)

Representative Harless moved to table Amendment No. 15.

The motion to table prevailed by (Record 113): 100 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Aliseda; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Geren; Gonzales, L.; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; Kleinschmidt; Kolkhorst; Kuempel;